

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF MISSISSIPPI
NORTHERN DIVISION
HONORABLE DANIEL P. JORDAN III, U.S. DISTRICT JUDGE**

**J.H., ET AL, VS HINDS COUNTY MISSISSIPPI
3:11-CV00327 DPJ-FKB**

Monitoring Compliance Report:

**Report Draft Date September 06, 2017
Report Date September 25, 2017**

**Submitted by
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The Eleventh Monitor's Report Henley-Young Juvenile Justice Leonard B. Dixon

Background

See previous reports for history and background on this consent decree.

Recommendations based on findings, observations and interviews

Result of visit on July 19, 2017 to July 24, 2017

Documentation provided and reviewed

Fire Alarm Inspection Report dated June 16, 2017 by SimplexGrinnell (not signed by inspector and two deficiencies: 1) failed – sprinklers tamper switch and 2) H119 mechanical room)

Incoming/Outgoing Mail log from January 2017 to July 2017

Behavior incentive program logs from January 2017 to June 2017

Memo detailing training itinerary from July 10, 2017 to October 2017

Food Service Menu for 4 weeks approved December 31, 2016 to January 31, 2017

Henley Young Breakfast Menu

Daily Schedule for 4 Units

Henley-Young Juvenile Justice Center Organization Chart

Henley Young Juvenile Justice Center Resident Handbook – updated areas:

- Sanctions
- Minor infractions
- Behavior point system
- PREA
- Youth Reporting
- Qualified Mental Health professionals
- Case managers

Due Process Isolation Logs:

June 2017 – 2 residents (log completed)

May 2017 – 5 residents (log not completed entirely- 1 resident MH)

March 2017 – 1 resident (log completed)

February 2017 – 9 residents (log completed)

Maintenance Housekeeping Schedule from 2 am to 10 a.m.

Quality Assurance New Policy & Procedures

8.A.8 – Referral for Psychiatric Services effective April 2017 (no attachment)

8.A.9 – Treatment Teams effective April 2017 (no attachment)

8.A.10 – Access to Adequate Rehabilitative Services effective April 2017

11.A.1 – Case Management effective April 2017 (no attachment)

11.A.2 – Initial Assessment effective April 2017 (no attachment)

11.A.3 – Classification effective April 2017 (no attachment)

11.A.4 – Individual Service Plan effective April 2017 (no attachment)

11.A.5 – Readmission Assessment effective April 2017

Notification of Due Process Hearings:

- February 2 – Resident M.G. (included with form Due Process Rights, Notice of Violation, Unusual Incident Report and Hearing Decision)
- February 2 – Resident T.A. (included with form Due Process Rights, Notice of Violation, Unusual Incident Report and Hearing Decision)
- February 6 – Resident S. W. (included with form Due Process Rights, Notice of Violation, Unusual Incident Report, Results of Disciplinary Hearing and Hearing Decision)
- February 6 – Resident T. A. (included with form Due Process Rights, Notice of Violation, Unusual Incident Report and Hearing Decision)
- February 6 – Resident J. P. (included with form Due Process Rights, Notice of Violation, Unusual Incident Report and Hearing Decision)
- February 16 – Resident J.P. (included with form Due Process Rights, Notice of Violation, Unusual Incident Report and Hearing Decision)
- February 28 – Resident K.S. (included with form Due Process Rights, Notice of Violation, Unusual Incident Report and Hearing Decision)
- February 10 – Resident M.C. (included with form Due Process Rights, Notice of Violation, Unusual Incident Report and Hearing Decision)
- February 2 – Resident M.C. (included with form Due Process Rights, Notice of Violation, Unusual Incident Report and Hearing Decision)
- March 6 – Resident C.R. (included with form Due Process Rights, Notice of Violation, Unusual Incident Report and Hearing Decision)
- May 30 – Resident T.M. (included with form Due Process Rights, Notice of Violation, Unusual Incident Report, Witness Statements and Hearing Decision)
- May 11 – Resident E.T. (included with form Due Process Rights, Notice of Violation, Unusual Incident Report and Hearing Decision)
- May 4 – Resident J.C. (included with form Due Process Rights, Notice of Violation, Unusual Incident Report, Witness Statements and Hearing Decision)
- June 7 – Resident J.C. (included with form Due Process Rights, Notice of Violation, Unusual Incident Report, Witness Statement and Hearing Decision)
- June 28 – Resident E.T. (included with form Due Process Rights, Notice of Violation, Unusual Incident Report and Hearing Decision)

Hinds County Employee Compensatory Time Report ran date April 25, 2017

Receiving Report from Bob Barker for December 2016, March 2017 and June 2017

Departmental Budget for 2017 to 2019 with attachments:

- Calculating fringe benefits FY 2018
- Request for new 1 position (license clinical psychologist) FY 2018
- Federal court monitors compliance requirements HC Supervisors Meeting dated April 18, 2016 regarding needed staffing
- Request for reallocation or reclassification FY 2018
- Department contracts listing FY 2018
- HC Board of Supervisors Programmatic Assessment FY 2018 and FY 2019 General information
- Letter from HC Board of Supervisors to McDaniels regarding budget for FY 2017 and amendments

- Budget from 2015 – 2016 to 2016 - 2017

Quality Assurance Monthly Incidents Reports for months:

June 2017 – 13 incidents
May 2017 – 12 incidents
April 2017 – 8 incidents
March 2017 – 5 incidents
February 2017 – 15 incidents

Quality Assurance Verbal Policy Review Test for all 3 shifts

Daily Population sheets for months:

February 2017 (missing 4, 5, 6, 10, 11, 12, 13, 18, 19, 20, 25, 26)
March 2017 (missing 4, 5, 11, 12, 18, 19, 25, 26)
April 2017 (missing 1, 2, 8, 9, 15, 16, 22, 23, 29, 30)
May 2017 (missing 6, 7, 13, 14, 20, 21, 27, 28, 29)
June 2017 (missing 3, 4, 10, 11, 17, 18, 24 – 29)
July 2017 (missing 1, 2, 4, 8, 9, 15 - 31)

Visitation Logs:

December 2016 (dated 15, 17, 18, 22, 25, 29 and 31)
January 2017 (dated 1, 5, 8, 12, 22, 26, and 28)
February 2017 (dated 2, 4, 5, 9, 12, 23, 25, and 26)
March 2017 (dated 5, 9, 16, 18, 19, 23, 26, and 30)
April 2017 (dated 1, 2, 6, 9, 16, 22, 24 and 30)
May 2017 (dated 4, 6, 7, 13, 18, 20, 21, 27 and 28)
June 2017 (dated 1, 3, 4, 8, 10, 11, 18, 25, and 29)
July 2017 (dated 1, 6, 8, 9 and 13)

Use of Force Incidents by all Pods for months:

June 2017 - 3
May 2017 – 1
April 2017 – 1
February 2017 – 1

Daily Schedule for 4 Units from March 2017 to July 2017

Email to Administration regarding installing computers in intake for MAYSI from Dorsey dated
June 6, 2017

Quality Assurance Training Database (electronic management) – sample

Quality Assurance Data Collection for 4 pods from March 2017 to August 2017

Quality Assurance Resident Master File Audit:

Resident F.B.
Resident L.M.
Resident A.T.
Resident C.W.
Resident R.J.

Quality Assurance Daily Population Records for months:

June 2017
May 2017
April 2017
March 2017
February 2017

Quality Assurance Audit Reports for months:

March 2017

July 2017

June 2017:

Restraint by type table

Suicide watch log total 12 residents

Suicide attempt/self-injury etc. table

Incident by month graph total 13 incidents

Confinement hours table/graph

Use of force incident table totaled 3 incidents

Incident by shift graph total 13

Resident monthly total 311

May 2017:

Restraint by type table

Suicide watch log total 14 residents

Suicide attempt/self-injury etc. table

Incident by month graph total 12 incidents

Confinement hours table/graph

Use of force incident table total 1 incident

Incident by shift graph total 12

Resident monthly total 368

April 2017:

Restraint by type table

Suicide watch log total 10 residents

Suicide attempt/self-injury etc. table

Incident by month graph total 8 incidents

Confinement hours table/graph

Use of force incident table total 1 incident

Incident by shift graph total 8

Resident monthly total 312

March 2017:

Restraint by type table

Suicide watch log total 9 residents

Suicide attempt/self-injury etc. table

Incident by month graph total 5 incidents

Confinement hours table/graph

Use of force incident table total 0 incidents

Incident by shift graph total 5

Resident monthly totaled 348

February 2017:

Restraint by type table

Suicide watch log total 12 residents

Suicide attempt/self-injury etc. table

Incident by month graph total 15 incidents

Confinement hours table/graph

Use of force incident table total 1 incidents

Incident by shift graph total 15
Resident monthly totaled 549
HY JJC Supervisor Checklist dated May 8, 2017
HYJJC 3 to 11 Shift report dated March 13, 2017
HYJJC 7 to 3 Shift report dated May 8, 2017
HYJJC 3 to 11 Shift report dated May 17, 2017

Phone call logs 2017:

Tubman Pod dated:

February 21
March 6
April 11
May 2
June 27

Davis Pod dated:

April 8
May 3, 9, 31
June 14, 21
July 5

Payton Pod dated:

February 20, 27
March 6, 20, 27
April 3, 6, 24,
May 1
June 12, 19, 26

JFK Pod dated:

March 7, 14
May 9
June 20
July 4

Training sign in sheets for months:

February 2017 -

6 – Policy & Procedure (12 staff)
7 – Suicide Prevention (12 staff)
8 – Mental Health (10 staff)
9 – CPI (12 staff)
10 – Behavior Management/Effective Communication (12 staff)

March 2017 –

13 – Policy & Procedure (3 staff)
14 – Suicide Prevention (3 staff)
14 – PREA (3 staff)
15 – Mental Health Training (4 staff)
15 – Juvenile Rights (3 staff)
16 – CPI (4 staff)
17 – Safety & Security (4 staff – 1 not attended)

31 – CPI Training (7 staff)

April 2017 –

25 – CPI (6 staff with CPI Blue Cards attached)

26 – CPI (4 staff with CPI Blue Cards attached)

May 2017 –

1 – Policy & Procedure (4 staff)

2 – PREA (6 staff)

2 – Suicide Prevention (6 staff)

3 – Mental Health (6 staff)

3 – Juvenile Rights (6 staff)

4 – CPI (5 staff)

5 – Safety & Security (5 staff)

5 - ??? (States “training” facilitator CM F. Galloway – 5 staff possibly “CPI” CPI Blue cards attached)

June 2017 –

5 – CPI Training (5 staff with CPI Blue Cards attached)

6 – Memo from Mr. Dorsey regarding training on MAYSI 2 Assessment tool (17 staff)

13 - ??? (Training title/instructor not listed – 10 staff)

14 - ??? (Training title/instructor not listed – 11 staff)

?? - ??? (Training title/instructor not listed – 11 staff)

19 – Memo states CPI training no sign in sheet

19 – CPR

July 2017 –

5 – Mississippi Peace Officer Standards & Training Roster (52 staff)

10 - 25 – Memo instructing staff to attend training

17 – 21 – Memo instructing staff to attend training

Case management Individual Service Plans for residents:

Resident J.N. DOA 5/22/2017 Plan dated 5/30/2017 signed by resident

Resident F.H. DOA 5/22/2017 Plan dated 6/1/2017 signed by resident

Resident D.D. DOA 5/23/2017 Plan dated 5/30/2017 not signed by resident

Resident J.C. DOA 5/24/2017 Plan dated 6/2/2017 signed by resident

Resident J.C. DOA 6/23/2017 Plan dated 6/26/2017 signed by resident

Resident J.S. DOA 5/25/2017 Plan dated 5/30/2017 not signed by resident

Resident L.M. DOA 5/28/2017 Plan dated 5/30/2017 signed by resident 6/15/2017

Resident C. W. DOA 6/16/2017 Plan dated 6/20/2017 signed by resident 6/19/2017

Resident A. T. DOA 6/20/2017 Plan dated 6/21/2017 signed by resident

Resident L. M. DOA 6/22/2017 Plan dated 6/30/ 2017 signed by resident

Resident T. P. DOA 7/12/2017 Plan dated 7/18/2017 not signed by resident

Tornado and Fire Drill Log per shifts:

June 2017

Fire conducted 6/13/2017 (Alpha), 6/15/2017 (Bravo), and 6/28/2017 (Charlie)

Tornado conducted 6/30/2017 (Alpha), 6/15/2017 (Bravo), and 6/29/2017

(Charlie)

May 2017

Fire conducted 5/11/2017 (Alpha), 5/16/2017 (Bravo), and 5/26/2017 (Charlie)

Tornado conducted 5/18/2017 (Alpha), 5/25/2017 (Bravo), and 5/31/2017 (Charlie)

April 2017

Fire conducted 4/5/2017 (Alpha), 4/26/2017 (Bravo), none (Charlie)

Tornado conducted 4/26/2017 (Alpha), 04/14/2017 (Bravo), and 04/27/2017 (Charlie)

March 2017

Fire conducted 3/15/2017 (Alpha), 3/17/2017 (Bravo), and 03/22/2017 (Charlie)

Tornado conducted 3/21/2017 (Alpha), 3/19/2017 (Bravo), and 03/23/2017 (Charlie)

February 2017*Memo from Burnside regarding shifts not in compliance with policy/procedures

Fire conducted 2/2/2017 (Alpha), 02/20/2017 (Bravo), and 2/24/2017 (Charlie)

Tornado conducted 2/21/2017 (Alpha), 2/28/2017 (Bravo), and 2/28/2017 (Charlie)

HYJJC Monthly Grievances submitted:

February 2017 - 2 grievances submitted by residents

March 2017 - 6 grievances submitted by residents

April 2017 - 3 grievances submitted by residents

May 2017 - 4 grievances submitted by residents

June 2017 - 2 grievances submitted by residents

July 2017 - 2 grievances submitted by residents

HYJJC Resident Incident Report/Use of Force/Unusual Incident Reports

February 2017 - 17 Residents (including some witness statements)

March 2017 - 3 Residents (including some checklists, witness statements and medical forms)

June 2017 - 12 Residents (including some checklists, witness statements and medical forms)

July 2017 - 2 Residents (including some checklists, witness statements and medical forms)

Staff Interviewed

Malcolm Sanders, Recreation Supervisor, 1 year 6 months
Victor Johnson, Recreation Coordinator, 2 years
Melissa Odom, Detention Officer, 3 months
Debra J. Byrd, Senior Officer Supervisor, 5 years
Brenda Felix, QMHA, 4 years
Eddie Burnside, Operations Manager
Eric Dorsey, Quality Assurance Manager
Johnny McDaniels, Director
Ferniece Galloway, Case Manager
Tamika Barber, Case Manager
Marshara Cook, Case Manager

Youth Interviewed

Resident T.P. 15 years old
Resident V.J. 16 years old
Resident L. H. 16 years old
Resident J.M. 17 years old
Resident A.M. 16 years old
Resident G.P. 16 years old
Resident D.J. 16 years old
Resident J. H. 15 years old

Introduction

This report is the result of my eleventh (11th) official visit to the Henley-Young Juvenile Justice Center and the progress made since my previous visit. On July 19, 2017 through July 24, 2017, I conducted an official inspection and review of the facility. In this report, I have detailed my findings from my visit which are based on the following criteria: 1) observations, 2) interviews, 3) SPLC reports 4) subject matter expertise in operating juvenile institutions, 5) best practices in juvenile justice, 6) document reviews, and 7) video and audio reviews.

I would like to again thank the staff, facility administration, and the Hinds County attorneys for their continued cooperation in this process.

It should be noted that based on my most recent review the facility has moved 8 provisions from non-compliance to beginning compliance; 5 provisions have moved from beginning compliance to partial compliance and 6 provisions have moved from partial compliance to substantial compliance. This is commendable and shows that Henley-Young is moving in the right direction and continually improving toward full compliance.

Facility and Operational Culture

From an operational and cultural aspect, the facility continues to improve. I reviewed the facility's population for five months and the average daily population has ranged from a low of 10.37 youth per day to a high of 19.61 youth per day. This is an outstanding accomplishment. The facility continues to provide recreation and a variety of culture programs to the residents. The youth I interviewed were engaged in programming and were familiar with the different programs available for them at the facility.

The facility also continues to use programs provided by the Hinds County Behavior Health Services and other outside volunteer groups as I stated in my previous reports.

During my last review, I discussed the facility's development of an effective behavior management (point/level system or Cognitive Behavior Therapy) program for residents. A review of this system shows that the facility has made much progress since my last visit. In my interviews with youth they were familiar with the behavior modification program. However, the staff needs continuous training on the behavior modification program to ensure uniformity and understanding of the program. This is normal when new programs are being developed. I recommend additional staff training and monitoring by the administration.

As stated in my previous report, the facility must continue to focus on the following:

- A. **Adequately training staff** – the facility has done a very good job at training and maintaining training records for staff. During my visit staff attended training to be certified in Mississippi Peace Officer Standards & Training. The current training is more designed for adults and must be more concentrated on juveniles and adolescent issues.
- B. **Hiring and train case managers** – the facility has hired three case managers and are in the process of training and implementing the program. However, there is still a need to

develop policies/procedures for this area. As in anything else the major part is the hiring of staff which has been accomplished.

- C. **Implementation of mental health programs** – the mental health programs continues to be developed and Dr. Boesky will review these programs during her October 2017 visit.
- D. **Develop MOU with Jackson Public Schools** – during this visit the facility did not have a summer educational program for the residents. Therefore, the County must develop an MOU with Jackson Public School. Mrs. Brooks will provide additional updates during her September 2017 visit.
- E. **Develop recreation programs and purchase additional equipment for youth** – the facility has developed adequate recreation programs and purchased additional equipment for youth. There are also various volunteers engaged in providing additional services to the residents.
- F. **Update cameras and intercom systems** - the facility continues to work on these areas. The camera and intercom systems are critical for safety and security of staff and youth and vital for investigations.
- G. **Continue to improve medical system** – the medical program will be reviewed by Dr. Ezike during her November 27 visit.
- H. **Renovate and redesign unused space** – during this visit I reviewed the plans for a redesign of the existing Henley Young complex building to accommodate young adults that are currently housed at the Hinds County Jail. My major concern, with the facility housing young adults from the county jail, is there adequate staffing and training to deal with this more aggressive population. During my visit to the County Jail, the young adult unit was in extreme poor condition, no programs were available, the young adults were constantly on lockdown and there were inadequate supervision for them. Transitioning from a jail environment which is run by sworn officers to Henley-Young which is staffed with unsworn staff may lead to an increase in violence toward both staff and residents. This will have to be addressed and managed properly.

If this transition is to occur I would recommend a slow transfer of these young adults into Henley-Young to mitigate the negative impacts from integrating these young adults into a relatively structured facility. An initial carefully planned selective transitional program should be developed to slowly move these young adults a few at a time into Henley-Young on a weekly or biweekly basis. This transition process is critical if the facility is to maintain its compliance with the consent decree. There also needs to be additional security for these adult inmates. The physical plant needs greater security hardware (i.e. fencing for outdoors, outdoors ground security, outdoor windows security etc.) and new stringent staffing security protocols in place before this transition takes place. In addition, I would recommend major changes in the juvenile laws that currently exist that automatically transfer youth to the adult court. **New legislation** should be considered to

ensure that minors have their cases heard before a juvenile court judge, so the courts can consider factors like the background, mental capacity and culpability of a minor before deciding that the case should be transferred. This provides juvenile offenders with the basic changes for a more rehabilitative court which is the national trend. Some states have enacted legislation that provides only certain crimes would automatically be transferred to the adult system (i.e. 1st degree murder, aggravated criminal sexual assault or aggravated battery with a firearm).

I am concerned that the integration of young adults into Henley-Young may possibly jeopardize and potentially undermine all the hard work and effort put in place by the County if the above- mentioned recommendations are not carefully considered or adhered to.

- I. **Continue to maintain cleanliness and repairs of the facility** – the facility has come a long way as it relates to cleanliness and repairs. The facility now has a maintenance program and schedule which should be continued and supported by the County.
- J. **Develop an adequate case management system** – the facility has hired three case managers which is outstanding. However, as discussed earlier policy/procedures needs to be developed. These new policies and procedures should ensure that they are consistent with best practice, all staff are trained and they familiar with them.
- K. **Develop and maintain adequate data collection system** – the data collection system continues to improve. The facility administration has improved data collection however it should be organized and structured better. A good Information Technology individual can help develop the program. As stated in my previous reports the County must provide additional technical support for the facility. Analyzing data is one of the key components to a good quality assurance program. Once the data has been collected and analyzed to identify trends, the QA team must interpret the data to determine the extent to which the facility performance is meeting expectations. For example, a high-quality data collection system will be able to report on compliance trends for confinements, staffing and other detention standards. A data collection and reporting system will be able to show that the facility is substantially meeting goals and identify areas for improvement. The **“Desktop Guide for Good Juvenile Detention 2015”** is a resource the sets out national data collection standards. As stated above the facility’s QA team has done what they can, now the County must take the lead on improving the facility’s data and IT systems.

In regards to policies/procedures, the facility should continue to ensure the following:

- (1) Whether there are written policies covering this provision.
- (2) Whether there are written procedures to implement the policies.
- (3) Whether practices are consistent with the written policies and procedures.
- (4) Whether the policies, procedures, and practices meet constitutional and other local requirements.

Facility Staffing

As it relates to staffing, the facility has nine (9) vacancies which should be filled. As stated above, with young adults transferring from the Hinds County Jail, the facility has to ensure staff are trained extremely well and that they become familiar with differences as it relates to the current juveniles population and the new young adult population who have already been exposed to the adult system and can be more aggressive. For that reason I am recommending an enhanced and more robust staffing as well as training program. This enhanced staffing would consist of a certified Restraint Team (RTs) and members of the restraint team being assigned to each shift. The County will need to hire several new staff for these enhanced positions and to train several of the existing Henley-Young staff to complete this new team. There is a national organization **Controlled F.O.R.C.E Inc.** that can assist the County in the training of this new team and help the new team in developing different methods to adequately handle this new and challenging milieu. This company has been effective in assisting youth oriented agencies in developing staff. The company has been able to use verbal and physical control methods to better improve safety and to effectively manage the juveniles better in care. The program course curriculum covers a variety of body positioning drills, verbal de-escalation programs, takedowns, subject control tactics, handcuffed positioning and restraint applications in addition to team restraint tactics. There is also a train the trainer module that will enhance the current training program(s) at Henley- Young and the programs would be more cost-effective. As stated by the company "This program can be customized to best help reduce injuries and provide staff with the skills needed to be safe and effective". I have used this program in my facility for several years and it has been an excellent addition to our training and staffing structures.

Training

The facility now has the ability to use the training rooms within the complex. Staff are now trained in adequate space with proper equipment and an environment conducive to training.

Building Cleanliness/Environmental Issues/Maintenance

Under the new plan to transfer of young adults from Hinds County Jail, additional maintenance staff, new evacuation procedures and additional staffing are required to ensure operational needs are met.

Professional Standards of Care/Sustainability

Please see my previous reports. This is critically important at this juncture of the process based on the potential transfer of young adults from the county jail to the juvenile detention facility.

Mental Health

Dr. Boesky will provide an updated report and recommendations based on her visit. However, the County needs to ensure that the **clinical psychologist** recommended is hired immediately.

Suicide Prevention

Dr. Boesky will provide an updated report and recommendations based on her visit. As stated above the **clinical psychologist** is needed to ensure the full development of the mental health program and the needs of the youth at Henley Young are being addressed appropriately and professionally.

Behavior Management/Isolation

Please see my statements above. During this visit and my review of documentation, I found that the facility was not abusing isolation practices. However, I would recommend the administration closely review incidents reports to ensure that staff is accurate when placing residents in confinement (i.e. Resident M.C. on 2/9/2017 was escorted back to B Pod however there is no mention of the resident going to his room; Resident J.P. on 2/15/2017 was escorted back to his pod again there was no mention of the resident placed in his room after flooding his room; Resident J.P. on 2/9/2017 he was escorted to his room B101 but there is no indication that he was placed on BMI for 15 minutes to cool down and Resident L.M. on 6/13/2017 was escorted to his room for acting out however there is no indication that he was placed in his room even though the incident report shows that he was placed in his room). These are areas that must be persistently monitored.

There is also a potential uptick in behavior management/isolation with the transferring of young adults from the Hinds County Jail to the Henley Young facility. The facility administration must maintain a high level of vigilance during the planned transition to prevent abuse and inappropriate use of isolation.

Medical, Medication Review & Disposal

Dr. Ezike will provide an updated report and recommendations based on her visit.

Food Service

During my review and discussion, the food has improved tremendously. Residents I interviewed stated the food presentation and quality is good. The County should be commended and maintain the food service program and practices it has in place to ensure the food service program continues in this direction. Food is a major part of an institution. When the food program is doing well, the facility continues to do better.

89-day program (Secure Intervention Unit)/Juvenile Court

At this point in time, the 89-day program has been disbanded. With the facility hiring case managers they are bridging the gap as it relates to services being offered within the facility and helping residents connect with services following their detention stay. In addition, I would recommend that the case managers be allowed to interact with court personnel to ensure that they are familiar and have access to court information needed to relay to their clients.

In addition, the case managers must also be updated by the public defender on the status of a resident's case (Court dates, dispositions etc.) so they will be able to provide the resident with accurate and consistent information regarding their case.

School

Mrs. Brooks' will provide an updated report and recommendations based on her visit.

However, as stated in my previous report I am still recommending that the Jackson Public School system (JPS) hire a compliance officer to ensure that the school educational standards are being met. Education is a key component of facility programming and must be in place. Residents entering juvenile institutions are behind in school. School must play a major role in the success of the resident and his/her rehabilitation. During this visit, I found youth at Henley Young not in school for the entire summer. Most youth admitted to facilities have a history of poor academic performance. Youth who are enrolled in detention schools that are short-term must have an opportunity to keep current with their studies and return to school when released with minimum disruption to education. We also know that academic success helps youth see themselves differently, which can lead to enhanced self-esteem and improved problem-solving abilities. Youth engaged in pro-social programming such as education during their time in custody exhibit fewer behavior problems. Therefore, youth should be in school during their stay at Henley Young.

Compliance

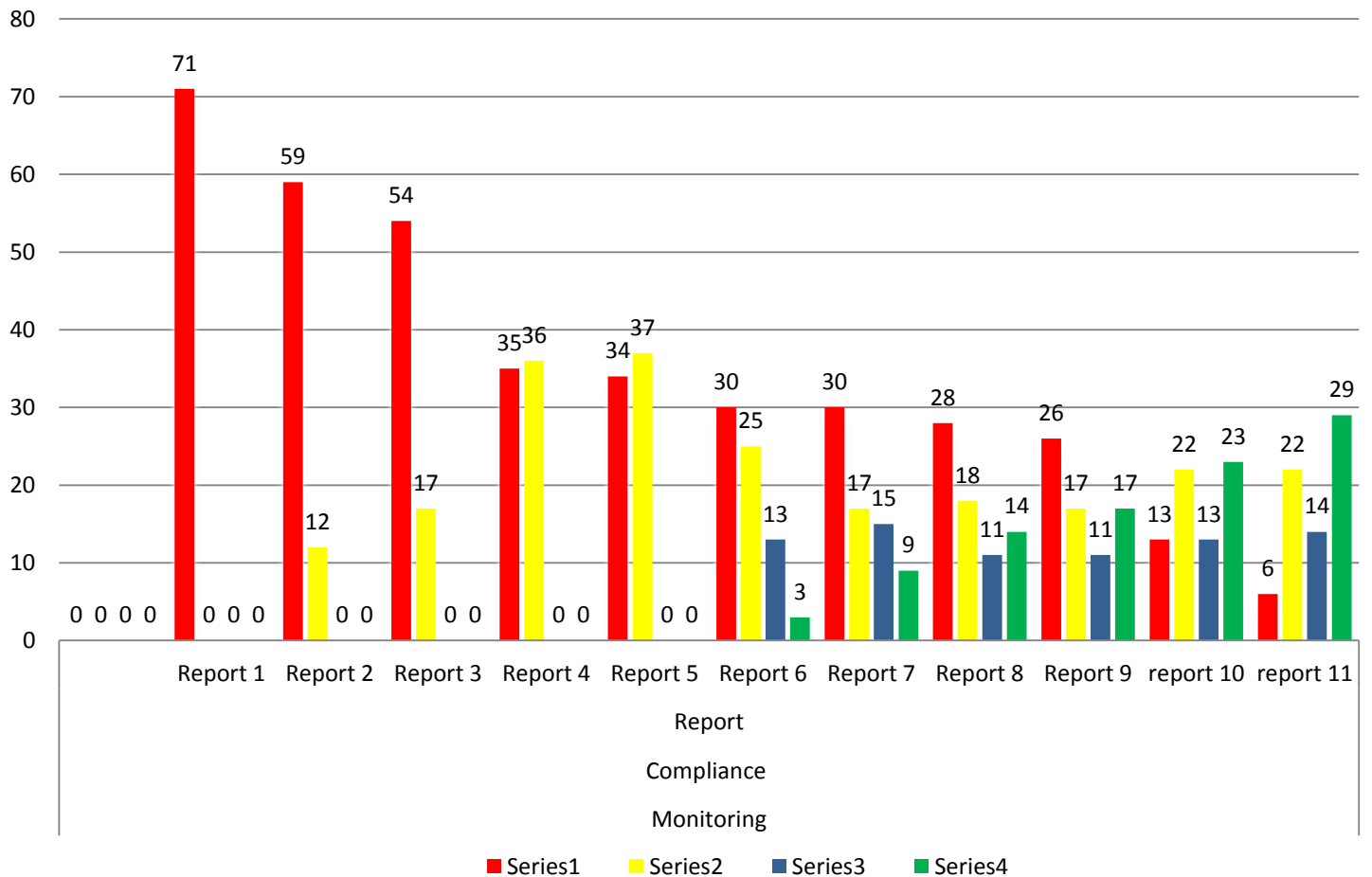
Below are the compliance ratings and summary of ratings used in this report. However, as stated above the facility continues to make progress on provisions.

Please note again that some of the comments and recommendations in the provisions are restatements of previous reports because in those areas minor or some movement has been made. The Director should use these comments as a road map to continue developing the facility plan. He should also continue to develop comprehensive corrective action plans for guidance. That plan should have the following:

- A. Clearly state the problem or weakness, including the root cause**
- B. List the individuals who will be accountable for the results of the corrective action plan**
- C. Create simple, measurable solutions that address the root cause**
- D. Each solution should have a person that is accountable for it**
- E. Set achievable deadlines**
- F. Monitor the progress of the plan**

The graph below has been included to show the progress made thus far on the 71 provisions:

Compliance Summary



Compliance Code Measurements

Substantial Compliance (SC): Practices follow the county-approved policies, training materials or other documents; practices follow policy with rare exception and exceptions lead to corrective action; trained staff fill all positions and vacancies are filled within 3 months; the County has completed work in an acceptable manner; policies, procedures and practice and training are fully operational and quality-assurance audited and audit exceptions lead to corrective action; outcomes meet or exceed agreement requirements.

NOTE: Provisions labeled (SC*) will be or were eliminated by agreement of the parties signed under the Amended Consent Decree dated March 25, 2016.

Partial Compliance (PC): Policy and procedure is implemented in some but not all locations or times; staff are hired but not trained; the County is working on implementation but tasks are not completed; system implemented at some but not all locations or times, outcomes meet or exceed agreement requirements some of the time and in certain area.

Beginning Compliance (BC): Policy and procedure is written by the county but has not been implemented; funding and hiring authority are approved by the County but positions are not filled; training materials prepared and approved by the county but training has not started.

Non-Compliance (NC): No action taken and immediate steps needed to maintain schedule or prevent further delay. A policy may exist, but the policy may need significant revision or modifications and rarely translates into practice.

Provision	Intake	8 th Report	9 th Report	10 th Report	11 th Report
1.(1)	All Residents Admitted to Henley Young	NC	NC	NC	BC
1.(2)	MAYSI-2 Mental Health Screening	NC	NC	NC	BC
1.(3)	Prescription Medications	NC	NC	BC	BC
1.(4)	Meal Compliance	SC	SC	SC*	SC*
1.(5)	Telephone Usage	SC	SC	SC*	SC*
1.(6)	Strip Search Policy	BC	PC	PC	PC
Provision	Staffing and Overcrowding				
2.(1)	Direct Care Staff Ratio	NC	NC	BC	SC
2.(2)	Maximum Capacity Adjustment	SC	SC	SC*	SC*
2.(3)	One-Person Cell	SC	SC	SC*	SC*
Provision	Cell Confinement				
3.(1)	Structured, Rehabilitative & Educational Programming	BC	BC	PC	PC

3.(2)	Appropriate Access to Living Unit	NC	NC	BC	PC
3.(3)	Dangerous Residents	NC	NC	BC	BC
3.(4)	Isolation	NC	BC	PC	SC
3.(5)	Direct Care Staff on Units	BC	BC	PC	SC
4	Educational, Rehabilitative, and/or Recreational Programs	BC	BC	BC	PC
Provision	Individualized Treatment Plans/Treatment Program for Post-Disposition Residents				
5.(1)	Residents Access to Adequate Rehabilitative Services	NC	NC	NC	BC
5.(2)	Health and/or Substance Abuse Treatment	NC	NC	NC	BC
5.(3)	Treatment Plans	NC	NC	NC	BC
5.(4)	Review of Individual Treatment Plans	NC	NC	NC	BC
5.(5)	Evening and Weekend Programs and Activities	NC	NC	NC	BC
5.(6)	Quality Assurance Program	PC	PC	PC	PC
Provision	Disciplinary Practices and Procedures				
6.(1)	Implement a Discipline Policy and Practice	NC	NC	BC	PC
6.(2)	Policy for Residents Violations	NC	NC	BC	PC
Provision	Use of Restraints				
7.(1)	Mechanical Restraints	BC	PC	SC	SC
7.(2)	Mechanical Restraints – Transportation	PC	SC	SC	SC
7.(3)	Misuse of Mechanical Restraints	PC	SC	SC	SC
7.(4)	Mental Health – Use of Mechanical Restraints	BC	BC	BC	BC
7.(5)	No Restraint Chairs, Chemical Restraints and/or Tasers	SC	SC	SC*	SC*
7.(6)	No Hogtying in Facility	SC	SC	SC*	SC*
7.(7)	Mechanical Restraints – One-On-One Supervision	PC	SC	SC	SC
7.(8)	Mechanical Restraints – Notice to Medical Professional	BC	PC	SC	SC
7.(9)	No Electronic Restraints	SC	SC	SC*	SC*
7.(10)	No Firearms in Facility	SC	SC	SC*	SC*
Provision	Use of Force				
8.(1)	No Misuse of Use of Force	NC	NC	BC	PC
8.(2)	Notice to Medical Professional After Use of Force	PC	PC	PC	PC
Provision	Meals and Nutrition				
9.(1)	All Meals and Snacks Must Be Nutritional	PC	PC	PC	SC
9.(2)	Comply with Nutrition Guidelines	BC	BC	PC	SC
9.(3)	Provide Drinking Water Throughout the Day	SC	PC	SC	SC
Provision	Clothing				

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10	Provide Basic Clothing Items	PC	PC	SC	SC

Provision	Hygiene and Sanitation	8 th Report	9 th Report	10 th Report	11 th Report
11.(1)	Provide Appropriate Hygiene Products	PC	PC	SC	SC
11.(2)	Provide Sleeping Mats and Blankets	PC	SC	SC	SC
11.(3)	No Deprivation of Mats and Blankets	SC	SC	SC*	SC*
11.(4)	Sufficient Sanitary Mats and Blankets	SC	SC	SC*	SC*
11.(5)	Clean and Sanitary Environment	BC	BC	PC	PC
11.(6)	Fire Safety, Weather Emergencies, Sanitation Practices, Food Safety, and Provide Safe Environment	BC	BC	PC	PC
11.(7)	Clean Drinking Glasses and Eating Utensils	PC	PC	SC	SC
Provision	Medical Care				
12.(1)	Provide Residents with Adequate Medical Care	NC	NC	BC	BC
12.(2)	Provide Medical Professional When Needed	NC	NC	BC	BC
12.(3)	Implement a Sick Call Policy to Ensure 24 Hour Services	NC	NC	BC	BC
12.(4)	Prescription Medications Only Dispensed by Medical Staff	NC	NC	BC	BC
12.(5)	Provide Medical and Mental Health Services	NC	NC	BC	BC
12.(6)	Proper Monitoring Residents Who Require Individualized Attention	NC	BC	BC	BC

Provision	Hygiene and Sanitation	8th Report	9th Report	10th Report	11th Report
Provision	Mental Health Care				
13.(1)	Provide Adequate Mental Health Care	NC	NC	NC	NC
13.(2)	Residents and Psychotropic Medications	NC	NC	NC	NC
13.(3)	Within 72 Hours of Admittance Complete an Individual Mental Health Treatment Plan	NC	NC	NC	NC
13.(4)	Implement Policies and Procedures for Referrals	NC	NC	NC	NC
13.(5)	Sufficient Psychiatric Services	NC	NC	NC	NC
13.(6)	Psychiatrist and/or Counselors to Record Review to Ensure Proper Care	NC	NC	NC	NC
Provision	Suicide Prevention				
14.(1)	Multi-tiered Suicide Prevention Policy	BC	BC	BC	BC
14.(2)	Evaluate Highest Level of Suicide Watch Every 12 Hours by Medical Professional	BC	BC	BC	BC
14.(3)	Closely Monitor Suicide Watch Residents During All Activities	BC	BC	BC	BC
14.(4)	Court Shall be Notified Within 24 Hours of Any Residents on Suicide Watch	BC	BC	BC	BC
Provision	Hygiene and Sanitation				
Provision	Family Support and Interaction				
15.(1)	Visitation Shall Not Be Restricted or Withheld	SC	SC	SC*	SC*
15.(2)	Provide Accommodations for Contact Visits	SC	SC	SC*	SC*
15.(3)	Visitation Shall be Regularly Scheduled	SC	SC	SC*	SC*
15.(4)	Phone Calls Shall be Allowed Based on Policy	PC	PC	PC	PC
Provision	Miscellaneous Provisions				
16.(1)	Provide Equal Access to All Services	BC	BC	PC	SC
16.(2)	Provide the Opportunity to Participate in Large Muscle Exercise Every Day	NC	NC	BC	PC
16.(3)	Prohibit the Use of Profanity in the Presence of Residents	BC	BC	BC	BC
16.(4)	Provide Adequate Grievance Policy	BC	PC	PC	PC
16.(5)	Provide Residents of All Ages with the Opportunity to See Their Attorney and/or Residents Court Counselor	BC	BC	BC	BC

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The following are my observations and recommendations specific to the provisions of this agreement. It should be noted that my introductory comments are integral measures of the provisions and should be seen as such.

1. Intake

Provision 1.1 Intake	<p>All residents admitted to Henley-Young shall receive a health screening, within 1 hour of admission or as soon as possible as reasonably thereafter, by appropriately trained staff as required by Mississippi Code Annotated § 43-21-321. Information obtained during the screening shall include, but shall not be limited to, the juvenile's: (a) Mental health; (b) Suicide risk; (c) Alcohol and other drug use and abuse; (d) Physical health; (e) Aggressive behavior; (f) Family relations; (g) Peer relations; (h) Social skills; (i) Educational status; and (j) Vocational status." Mississippi Code Ann. § 43-21-321(1).</p> <p>During this screening, Henley-Young shall obtain information regarding the resident's educational status by having the residents or intake officer complete an education screening form developed and provided by the Jackson Public School District.</p>	
Status	Beginning Compliance	
Discussion	<p>The provision has moved to beginning compliance. The facility has developed policies/procedures. However, the County is still in the process of hiring a psychologist to oversee the qualified mental health professionals (QMHP).</p> <p>As stated in my previous report, the County is developing a scope of service that would detail the following areas as it relates to mental health services being provided for youth at Henley Young:</p> <ol style="list-style-type: none"> 1. Psychiatric evaluations 2. Medication management 3. Therapy services (individual, group and family) 4. Follow-up case management 5. Patient and family education 6. Specializes in the treatment of mentally ill pregnant females 7. Tele psychiatric services <p>Dr. Boesky will provide an updated report and recommendations based on her visit.</p> <p>There continues to be youth who are entering the facility who are identified based on the MAYSI-2 screening who have identified suicidal and mental health risks that are not being addressed.</p>	
Recommendations	<ol style="list-style-type: none"> 1. Fully develop admitting policies and procedures to reflect provision 2. The court should provide staffing for intake purposes 3. The facility should provide enough staff to fully cover the care and custody issues in the facility 4. Ensure all staff who admit residents are properly trained 5. Develop training records 6. Provide documentation in an organized way on residents being screened/admitted (files) 	

	<p>7. Ensure all residents' records are available for my review with all areas of the provisions placed in the resident's file</p> <p>8. Dr. Boesky will provide an updated report and recommendations based on her visit.</p>
Evidentiary Basis	Document review, observation, interviews

Provision 1.2 Intake	All residents shall receive a MAYSI-2 mental health screening upon admission, as required by Mississippi Code Annotated § 43-21-321. The screening will be conducted in private by appropriately trained staff of Henley-Young. If the screening indicates that the residents is in need of emergency medical care or mental health intervention including, but not limited to, major depression, suicidal ideation, withdrawal from drugs or alcohol, or trauma, the detention staff shall refer those juveniles to the proper health care facility or community mental health service provider for further evaluation immediately or as soon as reasonably possible.	
Status	Beginning Compliance	
Discussion	<p>This provision has moved to beginning compliance. The facility has initiated a new MAYSI mental health screening tool and has developed policies/procedures. However, the County is still in the process of hiring a psychologist to oversee the qualified mental health professionals (QMHP).</p> <p>Dr. Boesky will provide an updated report and recommendations based on her visit.</p> <p>Continue to develop and follow mental health plan.</p>	
Recommendations	<ol style="list-style-type: none"> 1. Develop comprehensive policy and procedures for this provision. 2. Develop resident files that are organized and arranged properly 3. Develop training and provide documentation of training 4. Identify person or person(s) whose responsibility is to score the instrument 5. Provide documentation on who reviews the instrument and note what services are provided for the residents in the facility and what services should continue when the residents leave the facility 6. Develop process whereby facility staff and court employees develop a system for the sharing of information and reviewing of residents' files which are centrally located and accessible to detention staff. 7. Develop plan of action for follow-up services upon a youths release 8. Dr. Boesky will provide an updated report and recommendations based on her visit 	

Evidentiary Basis	Document review, observation, interviews
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Provision 1.3 Intake	Prescription medications will be secured for all residents who have a valid, current prescription within 8 hours of admission, if possible, but in no case, longer than 24 hours after admission, including weekends and holidays. If during a resident's detention, a medical professional either prescribes a new medication or renews a resident's previous prescription medication, Henley-Young will secure the prescription medication within 8 hours of receiving the prescription, if possible, but in no case, longer than 24 hours after receiving the new prescription, including weekends and holidays. Henley-Young shall procure and/or purchase all prescription medications prescribed to confined residents.	
Status	Beginning Compliance	
Discussion	The provision remains at beginning compliance. Dr. Ezike will provide an updated report and recommendations based on her visit	
Recommendations	<ol style="list-style-type: none"> 1. Hire a Medical Doctor, physician's assistant or a practitioner. This person must be involved in developing the medical department and to direct medical care. 2. Maintain written policy and procedures or protocol for this provision 3. Document staff training on distribution and side effects of medication 4. Provide documentation on efforts to obtain prescription drugs 5. Dr. Ezike will provide an updated report and recommendations based on her visit 	
Evidentiary Basis	Document review, observation, interviews	
Provision 1.4 Intake	Upon admission to Henley-Young, all residents shall be offered a snack or meal in compliance with the United States Department of Agriculture's School Meals Program standards.	
Status	Substantial Compliance*	
Discussion	The facility has maintained substantial compliance on this provision based on my observation, interviews and review.	
Recommendations	Eliminated by agreement of the parties signed under the Amended Consent Decree dated March 25, 2016.	
Evidentiary Basis	Document review, observation, interviews	

Provision 1.5 Intake	Upon admission to Henley-Young, all residents shall be permitted to telephone a parent or legal guardian free of charge and to take a shower before being placed on the pod.	
Status	Substantial Compliance*	
Discussion	The facility has remained at substantial compliance on this provision, based on my observation and review.	
Recommendations	Eliminated by agreement of the parties signed under the Amended Consent Decree dated March 25, 2016.	
Evidentiary Basis	Document review, observation, interviews	

Provision 1.6 Intake	Within 60 days of the date of this agreement, Henley-Young shall develop and implement policies that limit strip searches to instances where Henley-Young staff has an articulable suspicion that a resident may possess weapons or contraband. Anytime a strip search is conducted, Henley-Young staff must document, in writing, their suspicion, obtain permission from a supervisor, and conduct the search in a manner that minimizes the intrusion into the resident's privacy.	
Status	Partial Compliance	
Discussion	The status of this provision remains at partial compliance. See my previous reports and my discussion on safety and security.	
Recommendations	<ol style="list-style-type: none"> 1. Staff must be provided with the necessary training with information stating the trainer, name of the training class/course, time, date and location of training. 2. This documentation should be kept and logged in facility records. 3. Continue to provide enough staff for adequate coverage 24/7. 	
Evidentiary Basis	Document review, observation, interviews	

Although, this provision will need modification, I understand that Hinds County has ceased its practice of strip searching residents during the admission process at Henley-Young unless there is an articulable suspicion that a resident possesses weapons, drugs, or contraband and is in the process of implementing a policy that complies with the consent decree.

2 Staffing and Overcrowding

Provision 2.1 Staffing and Overcrowding	Within 90 days of the date of this agreement, Henley-Young shall operate with a direct care staff to resident ratio of 1:8 from the hours of 6:00 a.m. until 10:00 p.m. and a ratio of 1:10 from the hours of 10:00 p.m. to 6:00 a.m.	
Status	Substantial Compliance	
Discussion	<p>The status of this provision has moved to substantial compliance at this time. See introduction and the comments as it relates to transferring young adults to the Henley-Young facility and facility staff.</p> <p>The facility has hired adequate direct care staff and has hired case managers and in the process of hiring psychologists.</p> <p>The County should be commended for providing adequate funding and ensuring that the population remains capped at 32. My concern is that although the facility is capped at 32, young adults who may be transferred to the facility from the County Jail will stay longer and the population may increase.</p> <p>At this time, the staffing continues to lends itself to a more professional, safe and secure environment for staff and youth. Facilities that are properly staffed and trained are safer and conditions of confinements and accountability are improved.</p>	
Recommendations	<p>Duty Post Staffing/Administration</p> <p>61 Direct care/supervisor/laundry staffing X 1.5 Relief Factor—Total staff needed to effectively operate the facility—91.5 1 to 8 Awake—1 to 10 Sleep</p> <p>Misc. post coverage Medical/MH Hospital Runs One on One MH/Medical Visitation *Administration *Maintenance</p>	

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	Units	Day Shift	Evening Shift	Night Shift	Total
	A officer	3	3	2	8
	B officer	3	3	2	8
	C officer	3	3	2	8
	D officer	3	3	2	8
	Intake	1	1	1	3
	Master Control	1	1	1	3
	Staff for Court Transportation	2	2		4
	Internal Transportation	2	2		4
	Laundry	2	2		4
	*Director	1			
	*Deputy Director	1			
	*Operation Manager	1			
	Supervisors	3	3	2	8
		26	23	12	61
Evidentiary Basis	Document review, observation, interviews				

Provision 2.2 Staffing and Overcrowding	If the staff-to-resident's ratio falls below the requirements of section 2.1 for longer than two (2) days, the Director or his assignee shall immediately identify residents accused of nonviolent offenses who are eligible for less restrictive alternatives to secure detention and request an emergency release for eligible residents from the appropriate Residents Court. The maximum capacity of Henley-Young shall be calculated by determining how many direct care staff members can supervise residents in accordance with section 2.1. The current maximum capacity of Henley-Young is 84.	
Status	Substantial Compliance*	
Discussion	The facility continues to be in substantial compliance.	
Recommendations	Eliminated by agreement of the parties signed under the Amended Consent Decree dated March 25, 2016.	
Evidentiary Basis	Document review, observation, interviews	

Provision 2.3 Staffing and Overcrowding	No more than one resident shall be placed in a one-person cell.	
Status	Substantial Compliance*	
Discussion	The facility continues to be in substantial compliance on this provision.	
Recommendations	Eliminated by agreement of the parties signed under the Amended Consent Decree dated March 25, 2016.	
Evidentiary Basis	Document review, observation	

3 Cell Confinement

Provision 3.1 Cell Confinement	Residents shall be engaged in structured, rehabilitative, and educational programming outside of their cells during the hours of 7:00 a.m. to 9:00 p.m. each day, including weekends and holidays.	
Status	Partial Compliance	
Discussion	The facility continues to remain at partial compliance. The facility should continue to improve on its documentation and ensuring that staff is following policies and procedures as it relates to cell confinement. As stated in my introduction there are still occasions when youth are placed in	

	confinement without proper documentation. The facility should continue to follow the recommendations below. The facility should continue to ensure that staff is properly trained and following the facility's policies/procedures and that supervision from the administrative level do occasional walkthroughs to ensure compliance.
Recommendations	<ol style="list-style-type: none"> 1. Continue to maintain policies and procedures for this provision. 2. Review the schedules to be sure that they adequately reflect all daily activities. 3. Develop positive behavior management systems with rewards and consequences. 4. Remove the dark film from the Plexiglas in towers on unit which would allow staff to view the unit without there being visual obstruction (when lights on). Executed 5. Develop monthly recreation schedule. 6. See all of the recommendations for recreation activities and programming and for the school in the introduction. 7. Purchase frames for facility activities and schedule 8. Hire recreation staff 9. Fully develop award and incentive program 10. Facility administrators documented walkthroughs
Evidentiary Basis	Document review, observation, interviews

Provision 3.2 Cell Confinement	Except when residents are in protective custody or confined subject to section 3.3 of this Settlement Agreement, residents placed in the Suicide or Booking cells shall be allowed to spend the hours of 7:00 a.m. to 9:00 p.m. on the appropriate living unit and to have the opportunity to engage in structured, rehabilitative, and educational programming, unless medically counter-indicated.	
Status	Partial Compliance	
Discussion	The status of this provision has moved to partial compliance. During my review of documents, observations and discussion with youth I still found no indication of youth being placed in the booking area. They were on their appropriate units based on classification.	
Recommendations	<ol style="list-style-type: none"> 1. Continue to follow recommendations as set forth in section 3.1. 2. Continue to maintain adequate policies and procedures for this provision. 3. Develop data collection for residents who are placed in protective custody or confinement. 	

	4. Residents who are removed from school should continue to be placed in a designated living area based on classification.	
Evidentiary Basis	Document review, observation, interviews	
Provision 3.3 Cell Confinement	Residents who pose an immediate, serious threat of bodily injury to others may be confined in their cells for no longer than 12 hours at a time without administrative approval. Residents who are placed on cell confinement for this reason shall be released from their cells daily to attend school, maintain appropriate personal hygiene and to engage in one hour of large muscle exercise. Staff must perform visual checks on residents who are subject to cell confinement every 15 minutes. Staff must document all instances of cell confinement in writing and must document the justification for determining that a resident poses an immediate, serious threat of bodily injury.	
Status	Beginning Compliance	
Discussion	The status of this provision remains at beginning compliance. Based on my review of documents, interviews with residents and staff and observation, residents are still being confined in their cells without appropriate documentation with some exceptions as stated in my introduction.	
Recommendations	<ol style="list-style-type: none"> 1. Continue to ensure staff are following policies and procedures for this provision. 2. For residents placed in their rooms, ensure the forms that have been developed are being used to indicate the time residents will be in their rooms and post it on their doors. 3. Continue to ensure that supervisors sign off on the form in 15-minute staggered visual checks when residents are placed in their rooms. 4. Continue to develop a system of major and minor consequences for behavior. 5. Develop form for 15-minute checks and include in policy. (Executed)	
Evidentiary Basis	Document review, observation, interviews	

Provision 3.4 Cell Confinement	Residents shall not be automatically subjected to cell confinement and/or isolation upon their admission to Henley-Young unless he or she would be subject to cell confinement under section 3.3.	
Status	Substantial Compliance	
Discussion	This status of this provision has moved to substantial compliance. The facility should continue to follow the policies and procedures as it relates to this provision. I found no indication that residents are being automatically subjected to isolation upon their admission to the facility.	
Recommendations	<ol style="list-style-type: none"> 1. Continue to maintain adequate policies and procedures for this provision. 2. Continue to ensure all staff is trained and document training. 3. See provision 3.3 4. Continue to ensure practice is consistent with policy and procedure. 5. Continue to ensure there is adequate staffing and supervision for this area 	
Evidentiary Basis	Document review, observation	

Provision 3.5 Cell Confinement	At all times between the hours of 7:00 a.m. to 10:00 p.m., at least one direct care staff shall be stationed on any living unit where two or more residents are placed, and direct care staff shall be actively engaged with residents. From 10:00 p.m. to 7:00 a.m., staff shall conduct visual checks on residents every 15 minutes. Henley-Young shall ensure that every cell has an operating intercom that allows residents to communicate with staff at all times.	
Status	Substantial Compliance	
Discussion	This provision moved to substantial compliance. Based on my review and observation, I continue to find that staff is now in the living areas where the youths are. This is due in part to the adequacy of staff and the population cap remaining at 32 which provides for staff to monitor and supervise without there being an interruption in programming. I did find staff were actively engaged during my visit. However, I would recommend more administrative unannounced visits on the night shift.	
Recommendations	<ol style="list-style-type: none"> 1. Continue to maintain adequate policies and procedures for this provision. 2. Continue to maintain adequate staffing. 3. Continue to maintain Provide adequate staff supervision. 4. See my last report 5. Continue to maintain review the deployment of staffing 6. Do more administrative unannounced visits during the night shift 	

Evidentiary Basis	Document review, observation, interviews
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Structured Programming

Provision 4 Structured Programming	<p>Henley-Young shall administer a daily program, including weekends and holidays, to provide structured educational, rehabilitative, and/or recreational programs for residents during all hours those residents shall be permitted out of their cells, pursuant to section 3.1. Programming shall include:</p> <ol style="list-style-type: none"> activities which are varied and appropriate to the ages of the residents; structured and supervised activities which are intended to alleviate idleness and develop concepts of cooperation and sportsmanship; and Supervised small group leisure activities, such as a wide variety of card and table games, arts and crafts, or book club discussions. 	
Status	Partial Compliance	
Discussion	<p>The status of this provision remains at partial compliance.</p> <p>Based on my review of documents, staff and youth discussion and observation, the facility continues to improve in developing an adequate structured programming and they have purchased a variety of recreational equipment as well as developed a recreational schedule. However, I am concerned about the educational program which is critical to the structure needed to fully comply with this provision. See introduction.</p> <p>As stated in my previous report, the programming must continue to have the following;</p> <ol style="list-style-type: none"> Comprehensive policies and procedures Reasonable rules and expectations Order Organization and clarity Clear rewards and incentives Reasonable and consistently implemented sanctions Case management to ensure youth are there is a collaborative process that assesses, plans, implements, coordinates, monitors, and evaluates the options and progress youth are making during their stay. <p>It should be noted as stated in my previous report, that education is a major component of programming in a juvenile facility therefore programming, scheduling and school should be tied together.</p>	

Recommendations	<ol style="list-style-type: none"> 1. Continue to develop adequate policies and procedures for this provision. 2. Continue to provide adequate schedules for weekdays and weekend programming and act on it. 3. Continue to develop an adequate monthly recreation schedule with age appropriate games and programs. 4. The facility need to hire an officer dedicated to developing and monitoring recreational programs. (Executed) 5. Hire case management staff. 6. See recommendation on school in introduction.
Evidentiary Basis	Document review, observation, interviews

5. Individualized Treatment Plans Treatment for Post-Disposition Residents

Provision 5.1 Individualized Treatment Plans Treatment Program for Post- Disposition Residents	Henley-Young shall ensure that residents have access to adequate rehabilitative services. Henley-Young shall ensure that children placed in the facility post-disposition will receive constitutionally compliant rehabilitative services.	
Status	Beginning Compliance	
Discussion	<p>The status of this provision has moved to beginning compliance. The facility has hired case managers and several qualified mental health professionals and they are developing policies and procedures. Once policies and procedures have been developed training and maintaining documentation should be initiated for all staff.</p> <p>Dr. Boesky will provide an updated report and recommendations based on her visit</p>	
Recommendations	<ol style="list-style-type: none"> 1. Continue to develop adequate policy and procedures to meet this provision. 2. Continue to review light weight residents in program (i.e. disturbing the family peace) and find alternative placement for them. 3. Hire 3 case managers who are assigned and work for the facility director. (executed) 4. Hire case management staff. (executed) 	
Evidentiary Basis	Document review, observation, interviews	

Provision 5.2 Individualized Treatment Plans Treatment Program for Post- Disposition Residents	Henley-Young shall ensure that residents in need of mental health and/or substance abuse treatment and/or who are in the facility post disposition shall have appropriate treatment plans developed and implemented in accordance with generally accepted professional standards of practice for mental health and rehabilitative services.	
Status	Beginning Compliance	
Discussion	<p>The status of this provision has moved to beginning compliance. It should be noted that the facility hired case managers and QMHP's and is in the process of hiring a psychologist. The facility has developed some mental health policies and procedures and training. However, the facility needs to develop policies and procedures as it relates to case management.</p> <p>Dr. Boesky will provide an updated report and recommendations based on her visit</p>	
Recommendations	<ol style="list-style-type: none"> 1. Continue to develop adequate mental health policies and procedures for this provision. 2. Develop case management policies and procedures 3. See recommendations under (5.1). 4. Hire case management staff. (executed) 5. Purchase case management system 	
Evidentiary Basis	Document review, observation, interviews	

Provision 5.3 Individualized Treatment Plans Treatment Program for Post- Disposition Residents	<p>Henley-Young shall implement policies and procedures for the required content of treatment plans, which shall include;</p> <ul style="list-style-type: none"> a. That the treatment plan be individualized; b. An identification of the mental and/or behavioral health and/or rehabilitative issues to be addressed; c. A description of any mental health, medication or medical course of action to be pursued, including the initiation of psychotropic medication; d. A description of planned activities to monitor the efficacy of any medication of the possibility of side effects; e. A description of any behavioral management plan or strategies to be undertaken; f. A description of any counseling or psychotherapy to be provided; g. A determination of whether the type or level of treatment needed can be provided in the resident's current placement; and h. A plan for monitoring the course of treatment, and if necessary, for revising the treatment plan. i. A description of the precise terms the of the facility's long-term and short-term objectives for the residents, the full range of services to be provided, and procedures, and timetables and staff assignments for the implementation of such treatment plan; j. A plan for regularly engaging the family in the resident's treatment plan; k. A comprehensive re-entry plan that will assist the residents Re-enroll in their home school and access medical, mental health, Vocational and rehabilitative services based in the community.
Status	Beginning Compliance
Discussion	<p>The status of this provision has moved to beginning compliance. The facility has hired (3) case managers and is in the process of developing adequate policies and procedures and training.</p> <p>Dr. Ezike and Dr. Boesky will provide an updated report and recommendations based on their visits.</p>
Recommendations	<ul style="list-style-type: none"> 1. Develop comprehensive policies and procedures for this provision that includes the contents (A-K). 2. The County/Court shall define the criteria for the program <ul style="list-style-type: none"> a. It is important that post dispositional programs in other facilities be reviewed. b. Often seeing what is being done in other facilities provides insight into how to develop and operate these programs. 3. Provide dedicated staff to manage program. 4. Provide intensive training to these staff members.

	<ol style="list-style-type: none"> a. Train staff in various treatment modalities i.e. cognition, behavioral modification, modeling, psychotherapy, reality therapy, group therapy and group dynamics and other skills. b. Create treatment teams c. Develop case planning and program development d. Assessment of the program to determine if it meets the needs of the court placed residents. e. Assessment tool to regularly monitor the success or lack of success of all residents in the program. <ol style="list-style-type: none"> 5. Provide auxiliary training to all other direct care staff. 6. Hire case management staff. (executed)
Evidentiary Basis	Document review, observation, interviews

Provision 5.4 Individualized Treatment Plans Treatment Program for Post- Disposition Residents	Henley-Young shall institute a program of periodic staff reviews every three weeks and evaluations of each resident's progress under his/her individualized treatment plan and of the appropriateness of the plan itself and Henley-Young's plan for such review.	
Status	Beginning Compliance	
Discussion	<p>The status of this provision has moved to beginning compliance. The facility has hired case managers and but needs to develop adequate policies and procedures and training.</p> <p>Dr. Ezike and Dr. Boesky will provide an updated report and recommendations based on their visits.</p>	
Recommendations	<ol style="list-style-type: none"> 1. Develop comprehensive policies and procedures for this provision. 2. Provide training to all staff. 3. Identify roles and responsibilities of direct care, treatment and educational staff through policies and procedures and adequate funding and staffing. 4. Hired case management staff. (executed) 	
Evidentiary Basis	Document review, observation, interviews	

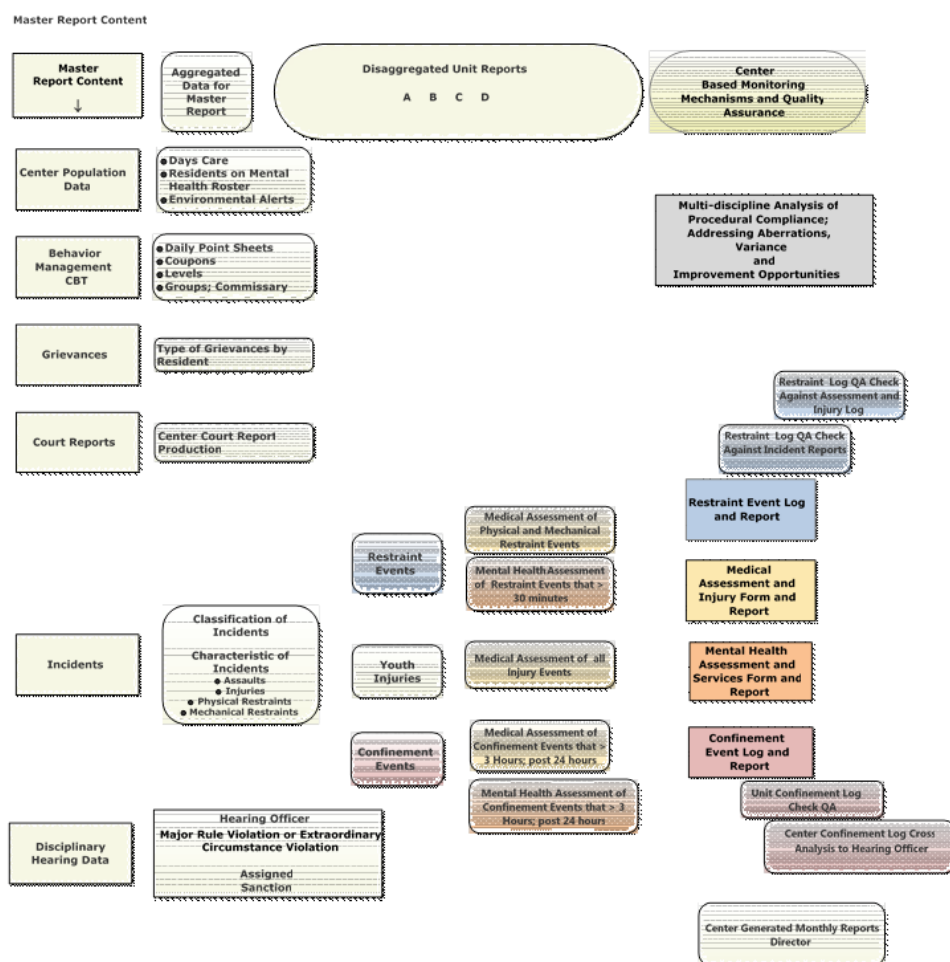
Provision 5.5 Individualized Treatment Plans Treatment Program for Post- Disposition Residents	Henley-Young shall develop and implement a program that provides for evening and weekend programs and activities that allow residents to engage in meaningful activities.	
Status	Beginning Compliance	
Discussion	<p>The status of this provision has moved to beginning compliance. The facility has hired case managers and is in the process of developing adequate policies, procedures and training. The facility has also hired an additional recreational staff to ensure activities are provided to male and female residents. They have also developed a schedule of activities that is posted on each pod.</p> <p>See the technical assistance report provided to the court dated November, 2014.</p>	
Recommendations	<ol style="list-style-type: none"> 1. Develop comprehensive policies and procedures to meet the needs for this provision. 2. Continue to provide adequate staffing for this program. 3. Continue to develop a monthly recreational program with activities. 4. Continue to keep records of activities provided and note those that were not provided and why. 5. Purchase board games etc. (executed) 6. Hire recreational staff. (executed) 7. Hire case management staff. (executed) 	
Evidentiary Basis	Document review, observation, interviews	

Provision 5.6 Individualized Treatment Plans Treatment Program for Post- Disposition Residents	Henley-Young shall develop and implement an adequate quality assurance program.	
Status	Partial Compliance	
Discussion	This provision remains at partial compliance. The QA department at Henley-Young continues to develop their data fields and programs. There is significant improvement from limited data being produced to what is	

being developed now. The QA staff should be commended and encouraged to continue their effort. Based on my discussion with the administration, the county's IT department will be working with the facility to create and develop different data sets that will produce reports. The data sets and system will provide the facility with a technology that can evaluate current operations and improve management decisions.

The following is from my previous reports and needed:

- I have provided the facility with templates for assistance in the full development of the Q/A unit/ process.
- See QA Data decision points below



Recommendations

1. Develop comprehensive policies and procedures to meet the needs for this provision for the facility, school program and SICU program.

	<ol style="list-style-type: none"> 2. Health Care: continuously assess the quality and adequacy of the health services provided, accurately evaluate the performance of staff providing health services and address identified deficiencies. 3. Recreation and Social programs: continuously assess the quality and adequacy of social and recreational programming provided; accurately evaluate the performance of staff in providing these programs. 4. Environmental Health and Safety: continuously assess the quality and adequacy of environmental health and safety, accurately evaluate the performance of staff in providing a safe and healthy environment and properly address identified deficiencies. 5. Discipline and order: continuously monitor use of discipline and promptly address misuse or over use of discipline and other identified deficiencies. 6. The facility must continue to develop monthly performance measures to indicate achievement in the desired area. 7. Review State of Florida Quality Assurance Model and for assistance in developing contact CJCA Performance Based Standard for Juvenile Detention Programs, also use ACA standards to establish policy guidelines. 8. Develop data collection system 9. See introduction and chart
Evidentiary Basis	Document review, observation, interviews

6 Due Process/Isolation/Disciplinary Practices and Procedures

Provision 6.1 Disciplinary Practices and Procedures	Henley-Young shall implement a discipline policy and practice that incorporates positive behavior interventions and support. This policy shall include guidelines for imposing graduated sanctions for rule violations and positive incentives for good behavior.	
Status	Partial Compliance	
Discussion	<p>This provision has moved to partial compliance.</p> <p>However, the facility still needs to ensure that staff are following the policies and procedures when youth are placed in rooms. The facility still needs to develop a process for youth who have been identified and are receiving mental health services. Please see introduction.</p> <p>Dr. Boesky will provide an updated report and recommendations based on her visit.</p>	
Recommendations	<ol style="list-style-type: none"> 1. Continue to maintain adequate policies and procedures for this provision. 	

	<ol style="list-style-type: none"> 2. Continue to ensure youth are familiar with the rules and regulations of the facility during the orientation process and ongoing thereafter. 3. Continue ensure residents are receiving and understand the resident handbooks during orientation and sign for it. <ol style="list-style-type: none"> a) They shall include resident's rights, major and minor rule violations and the grievance policy. b) The handbook will explain to residents in their own language the rules and shall also be explained by staff that will have them sign and date a form indicating that both processes have occurred. c) These rules shall be posted on each unit. 4. Due process rules shall be posted on each unit. (executed) 5. Develop positive behavior intervention programs. 6. Assign and train an independent person(s) to handle due process isolation hearings. The person(s) must be independent of the unit staff. (executed) 7. Ensure residents who are in isolation are provided recreation and education services. (executed)
Evidentiary Basis	Document review, observation, interviews

Provision 6.2 Disciplinary Practices and Procedures	Residents who violate major rules may be subject to cell confinement for up to 24 hours for a single rule violation. An occasion in which a resident is alleged to have contemporaneously violated multiple major rule violations shall count as a single rule violation for the purposes of this section. No residents shall be confined to a cell for longer than 8 hours for a single rule violation without receiving written notification of the alleged rule violation and the occurrence of a disciplinary review/due process hearing before an impartial staff member, which includes participation by the accused residents. Under no circumstances shall residents be subjected to involuntary cell confinement for longer than 24 hours for disciplinary purposes. Residents who are placed on cell confinement shall be released daily from their cells to attend school, maintain appropriate personal hygiene, and to engage in one hour of large muscle exercise.	
Status	Partial Compliance	
Discussion	This provision has moved to partial compliance. Although the facility has moved to partial compliance, there still is a need for educational services to be provided for youth on isolation and behavior management.	
Recommendations	<ol style="list-style-type: none"> 1. Continue to maintain policies and procedures for this provision. 2. Develop sheets to place on door of any residents in confinement that identifies the reason for confinement and is review and signed by supervisor. (Executed) 3. Ensure residents in confinement receive education and recreation services. 	

	<ol style="list-style-type: none"> 4. See 6.1 recommendations. 5. Continue to provide training for all staff on these policies and procedures.
Evidentiary Basis	Document review, observation, interviews

7. Use of Restraints

Provision 7.1 Use of Restraints Mechanical	Mechanical restraints shall not be used to punish residents or for the convenience of staff. Mechanical restraints shall only be used to prevent self-harm and/or harm to others, subject to section 7.4, and for transportation to and from court, subject to section 7.2.	
Status	Substantial Compliance	
Discussion	The status of this provision has moved to substantial compliance. Again, I reiterate it should be noted that well run facilities only use mechanical restraints for transportation or exigent circumstances which may arise at any facility under supervisory approval.	
Recommendations	<ol style="list-style-type: none"> 1. Officers shall continue to receive training on policies and procedures. 2. Officers shall continue be trained on when it is appropriate to use mechanical restraints. 3. All training shall continue to be documented. 4. The policy will require the documentation of any use of mechanical restraint and use of force incidents. (executed) 5. Restraint log should continue to be implemented. 6. Continue to follow policy 	
Evidentiary Basis	Document review, observation, interviews	

Provision 7.2 Use of Restraints Mechanical	Nothing in this section shall prohibit mechanical restraints from being placed on residents who are being transported to and from court or out of the facility, if staff have reason to believe that a resident presents a flight risk or is an imminent danger to the residents or others, or will engage in violent behavior. However, mechanical restraints should be removed immediately after the resident is placed in a cell and at no time shall a resident be placed in a cell wearing mechanical restraints.	
Status	Substantial Compliance	
Discussion	The facility remains at substantial compliance on this provision. Based on my review of documents, interviews with youths and observations at this time I found no indication of overuse of mechanical restraints with the exception of transferring residents out of the facility. This should continue.	

Recommendations	<ol style="list-style-type: none"> 1. Continue to develop and provide remedial training for this provision. 2. All training shall continue to be documented. 3. The policy will require the documentation of any use of mechanical restraint and use of force incidents. (executed) 4. Operationalize the edicts of this provision. (executed) 5. Additional supervision needed to ensure mechanical restraints are not misused. 6. Continue to follow the process to remain at substantial compliance.
Evidentiary Basis	Document review, observation, video recordings and discussion with residents

Provision 7.3 Use of Restraints	Restraints shall not be used to secure residents to a fixed object such as a restraint chair, bed, post, or chair.	
Status	Substantial Compliance	
Discussion	The facility remains at substantial compliance on this provision. Based on my review of documents, interviews with youths and observations at this time I still found no indication of overuse of mechanical restraints with the exception of transferring residents out of the facility. However, to remain at substantial compliance the facility needs to continue to follow the recommendations (2, 3 and 4) below.	
Recommendations	<ol style="list-style-type: none"> 1. Complete the comprehensive policies and procedures for this provision. 2. Continue to provide training for staff within the facility as described above on this provision and provide documentation of training. 3. Develop and use a mechanical restraint log. (executed) 4. Continue to provide training on de-escalation techniques to try to use mechanical restraints only as a regular part of facility transport. 5. Additional supervision needed to ensure mechanical restraints are not misused. 	
Evidentiary Basis	Interviews, observation and document review	

Provision 7.4 Use of Restraints	No residents shall be restrained for longer than 15 minutes, unless restraints are approved by a mental health professional or if determined to be necessary under section 7.2 or as reasonably necessary to prevent the residents from engaging in acts of self-harm or harm to others. If a resident must be restrained for longer than 15 minutes in order to prevent self-harm, that residents shall, as quickly as possible, be evaluated by a mental health professional or transported to a mental health facility.	
Status	Beginning Compliance	
Discussion	This provision remains at beginning compliance. Dr. Boesky will provide an updated report and recommendations based on her visit.	
Recommendations	<ol style="list-style-type: none"> 1. Continue to develop comprehensive policy and procedures for this provision with mental health professionals. 2. Provide training for staff on policy and procedures and document training. 3. Provide training on de-escalation techniques. 4. Develop Mental Health protocols for this provision. 5. Hire mental health professional or agency. 	
Evidentiary Basis	Document review	

Provision 7.5 Use of Restraints	Henley-Young shall not use, or allow on the premises, restraint chairs, chemical restraints and/or Tasers.	
Status	Substantial Compliance*	
Discussion	I would like to continue to commend the facility on maintaining substantial compliance with this provision. Based on my most recent visit and my observations and review of documents, the facility continues to stay in substantial compliance as it relates to this provision.	
Recommendations	Eliminated by agreement of the parties signed under the Amended Consent Decree dated March 25, 2016.	
Evidentiary Basis	Document review, observation, video	

Provision 7.6 Use of Restraints	Henley-Young shall not subject residents to “hogtying,” which is the practice of placing a resident’s face down on a bed, floor, or other surface, and securing the resident’s hands to his feet.	
Status	Substantial Compliance*	
Discussion	I would like to continue to commend the facility on maintaining substantial compliance with this provision. Based on my most recent visit and my	

	observations and review of documents, the facility continues to stay in substantial compliance as it relates to this provision.
Recommendations	Eliminated by agreement of the parties signed under the Amended Consent Decree dated March 25, 2016.
Evidentiary Basis	Observation, document review and interviews

Provision 7.7 Use of Restraints	When a resident is placed in mechanical restraints, staff must provide one-on-one supervision for the duration of the restraint, except when mechanical restraints are deemed to be necessary for the reasons specified in section 7.2.	
Status	Substantial Compliance	
Discussion	The status of this provision is maintained at substantial compliance. The facility should continue with following the recommendations listed below.	
Recommendations	<ol style="list-style-type: none"> 1. Continue to provide on-going training for staff on policies and procedures. 2. Continue to document all training provided to all staff. 3. Continue to ensure that residents who are placed in mechanical restraints are seen by a medical professional. 4. Restraint log should be implemented. 5. Continue to ensure additional supervision is provided to ensure mechanical restraints are not misused. 	
Evidentiary Basis	Document review	

Provision 7.8 Use of Restraints	Henley-Young shall notify a medical professional whenever a resident is placed in mechanical restraints for reasons other than those specified in section 7.2. A medical professional shall examine the residents as soon as possible after restraints are removed, except when the residents was restrained for the reasons specified in section 7.2.	
Status	Substantial Compliance	
Discussion	The status of this provision has moved to substantial compliance. Based on my review of documents, interviews and discussion, I found that mechanical restraints are rarely used within the facility.	
Recommendations	<ol style="list-style-type: none"> 1. Develop comprehensive policies and procedures for this provision. (Executed) 2. Continue to provide training on policies and procedures. 	

	<ol style="list-style-type: none"> 3. Continue to document all training provided to all staff. 4. Continue to ensure that residents who are placed in mechanical restraints are seen by a medical professional. 5. Continue to ensure that information being reported is accurate and consistent. 6. Develop a single matching reporting system for the entire facility.
Evidentiary Basis	Document review

Provision 7.9 Use of Restraints	Hinds County does not currently and shall not in the future allow officers to enter the secure detention area of the facility with any electronic restraints, including, but not limited to Tasers.	
Status	Substantial Compliance*	
Discussion	The facility has remained at substantial compliance on this provision based on my most recent visit and my observations and review of documents.	
Recommendations	Eliminated by agreement of the parties signed under the Amended Consent Decree dated March 25, 2016.	
Evidentiary Basis	Document review	

Provision 7.10 Use of Restraints	Henley-Young is required to ensure that no officer enters the secure detention area of the facility with a firearm.	
Status	Substantial Compliance*	
Discussion	I still would like to continue to commend the facility on maintaining substantial compliance with this provision. Based on my most recent visit and my observations and review of documents, the facility continues to stay in substantial compliance as it relates to this provision. The facility should still ensure that the recommendations below should continue to be followed. Also see provision 7.9 as it relates to Tasers. I would also reiterate under no circumstances should any staff, anyone connected to the facility, and law enforcement etc. have firearms on the premises especially in secure areas. All weapons still must be secured in appropriate locked areas of the building.	
Recommendations	Eliminated by agreement of the parties signed under the Amended Consent Decree dated March 25, 2016.	
Evidentiary Basis	Document review, Observation	

8. Use of Force

Provision 8.1 Use of Force	Physical force shall not be used to punish residents. Staff shall only use physical force to stop residents from causing serious physical injury to self or others or to prevent an escape. If physical force is necessary, staff must use the minimum amount required to safely contain the residents. Whenever possible, staff shall avoid the use of force by first attempting verbal de-escalation techniques. Staff shall be required to fully document in writing every instance of use of force.	
Status	Partial Compliance	
Discussion	<p>The status of this provision moved to partial compliance.</p> <p>The facility has begun to computerize some data (i.e. restraints, suicide attempts, self-injury, physical and mechanical restraint types, incident, confinement hours, use of force, and incidents by shifts) which is good information however the monitor will continue to work with the facility to better extrapolate. The County should assist the facility in developing their information technology program.</p> <p>Again, good data will assist the facility in determining answers to some of the following examples:</p> <ul style="list-style-type: none"> A. The location of use of force B. The number of use of force incidents C. The number of use of force requiring mechanical restraints D. The type of restraint used E. Grievances F. The number of incidents requiring chemical agents G. The number of incidents involving non-lethal security devices (i.e. batons, Tasers, etc.) H. The number of use of force incidents resulting in injury to residents or staff I. Plan of action to address each incident (i.e. disciplinary action, staff training or remedial training, resident's isolation, resident's behavior management, resident's mental health screening or evaluation etc.) 	
Recommendations	<ol style="list-style-type: none"> 1. Continue to maintain policy and procedures for this provision. 2. Continue to provide training for on policies and procedures 3. Continue to document all training provided to all staff. 4. Adapt an appropriate curriculum for training staff on the use of verbal de-escalation skill and safe use of physical restraints or mechanical restraints. 5. Revise form to distinguish between physical and mechanical restraints. 6. Develop an information technology program 	

	<ol style="list-style-type: none"> 7. Continue to stay in contact the National Partnership for Juvenile Justice for recommendations on training program in this area. 8. Continue to document and file report when there is use of force. 9. Continue to ensure any time use of force is used residents are seen by a medical professional 10. Continue to follow the facility's chain of command which will reduce staff confusion. 	
Evidentiary Basis	Document review, interviews	
Provision 8.2 Use of Force	Henley-Young shall notify a medical professional, including but not limited to the licensed practical nurse on duty whenever physical force is used against a resident. A medical professional shall examine a resident immediately after the use of physical force.	
Status	Partial Compliance	
Discussion	The facility continues to maintain partial compliance. Dr. Ezike will provide an updated report and recommendations based on her visit. Please continue to follow the recommendations below.	
Recommendations	<ol style="list-style-type: none"> 1. Complete procurement of services as quickly as possible. 2. Continue to develop comprehensive policies and procedures for this provision. 3. Continue to provide on-going training to staff on policies and procedures. 4. Continue to document all training provided to all staff. 5. Continue to review nursing schedule and provide more hours at facility. 6. Continue to provide written documentation of examination of residents by medical professional in every instance. 7. Provide additional medical services after hours and on weekends. (executed) 8. Continue to document and file in resident's records when there is use of force. 	
Evidentiary Basis	Document review, interviews, observation	

9. Meals and Nutrition

Provision 9.1 Meals and Nutrition	Residents shall be provided three meals and a snack daily. If a resident misses a meal because he or she is attending court, or some other appointment, he or she shall receive the missed meal upon his or her return to detention.	
Status	Substantial Compliance	
Discussion	The status of this provision has moved to substantial compliance. Please see the introduction.	
Recommendations	<ol style="list-style-type: none"> 1. Continue to review portions to ensure residents receive enough food during meals. 2. Develop policy and procedures for this provision. (executed) 3. Continue to provide training for kitchen staff and all other staff members involved with handling food and preparing meals. 4. Continue to document compliance with this provision. 5. Food should be served in a timely manner and consistent with facility schedule once developed. 6. Review the National Food Service Management Institute from the University of Mississippi that details "Food Safety Facts". 7. Food service area is in need for maintenance, repair and cleanliness. 	
Evidentiary Basis	Document review, observation, interviews	

Provision 9.2 Meals and Nutrition	All meals and snacks served to residents at Henley-Young shall, at a minimum, comply with the nutrition guidelines set forth in the United States Department of Agriculture's School Meals Program standards.	
Status	Substantial Compliance	
Discussion	The status of this provision moved to substantial compliance. Please see introduction.	
Recommendations	<ol style="list-style-type: none"> 1. Develop policy and procedures for this provision(executed) 2. Continue to provide training for kitchen staff and all other staff members involved with handling food and preparing meals. 	
Evidentiary Basis	Document review, observation, interviews	

Provision 9.3 Meals and Nutrition	Residents shall be provided access to drinking water throughout the day.	
Status	Substantial Compliance	
Discussion	The facility remains at substantial compliance on this provision. Based on my review and observations, I found that youth had access to water. However, I am still recommending that the water fountains on the units and in the youth's cells be operable.	
Recommendations	<ol style="list-style-type: none"> 1. Contact County or State Environmental office to conduct test on water system. (executed) 2. Continue to ensure residents receive water during school and recreational periods and at night. 3. Continue to develop a policy for incidents regarding water quality and procedures to address them. 4. Repair inoperable drinking fountains. 	
Evidentiary Basis	Document review, observation, interviews	

10. Clothing

Provision 10 Clothing	Henley-Young shall provide basic clothing items for residents at all times. These items must include, at a minimum, socks, underwear, uniform, shoes, and undershirts. For girls, these items must also include a brassiere. When appropriate, Henley-Young shall also provide residents with a coat, hat, and gloves. Residents must be provided with a clean uniform, socks, undershirt, underwear, and brassiere, if applicable, upon intake and at least once per day. No residents shall be deprived of these basic clothing items for any reason, including, but not limited to, as a punishment, because these items are being washed, or due to overcrowding.	
Status	Substantial Compliance	
Discussion	The facility has remained at substantial compliance on this provision. It should be noted the laundry personnel continues to do an outstanding job ensuring that clothing which is tattered, dingy, not usable is discarded. The facility should maintain the property inventory system for discarding the above-mentioned articles.	

Recommendation	<ol style="list-style-type: none"> 1. Continue to check washer and dryer to ensure they are working properly. 2. Continue to ensure that girls and boys are equally involved in cleaning and folding clothes. 3. Hire 2 laundry staff to ensure clothing is handled properly. (executed) 4. Continue to ensure that all staff and residents wear protective material (smocks and gloves) when handling chemicals and clothing. 5. Continue to discard clothing that is torn, dingy and in poor condition. 6. Develop a system for replacing clothing on a regular and consistent basis. (executed) 7. Develop schedule for distribution. (executed) 8. Develop a system for prewashing clothing (i.e. undergarments etc.) (executed)
Evidentiary Basis	Document review, observation, interviews, photographs

11. Hygiene and Sanitation

Provision 11.1 Hygiene and Sanitation	Residents shall be provided with the means to maintain appropriate hygiene, including soap and shampoo for showers, which will occur at least once daily, soap for washing hands after each time the residents uses the toilet, and toothpaste and a toothbrush for tooth brushing, which will occur at least twice daily, a comb and brush, that if shared, shall be sterilized between uses by residents. Girls must be provided with panty liners on a daily basis and other feminine products as needed. Residents will be issued a comb and brush upon entering the facility; however, if residents are issued a recycled comb or brush or a comb or brush that has been used by another resident, Henley-Young shall ensure that the comb and brush is sterilized and in good condition.	
Status	Substantial Compliance	
Discussion	The facility has remained at substantial compliance on this provision. I would still also recommend that a licensed barber and/or beautician be retained.	
Recommendations	<ol style="list-style-type: none"> 1. Ensure that hygiene kits are properly labeled and residents are not sharing each other's hygiene products or items. (executed) 2. Ensure items such as hair brushes, if shared, are sterilized and in good condition. (executed) 3. Continue to provide training for staff on these policies and procedures. 4. Ensure that clean face towels are available for residents. (executed) 5. Develop a schedule for distribution of hygiene kits. (executed) 6. Retain a licensed barber and/or beautician. 	

Evidentiary Basis	Document review, observation, interviews
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Provision 11.2 Hygiene and Sanitation	Residents shall be provided with sleeping mats and blankets that are clean and odorless sleeping mats shall be sanitized between uses by residents, and residents shall receive clean blankets weekly.	
Status	Substantial Compliance	
Discussion	<p>The status of this provision remains at substantial compliance. Based on my review of documents and observation, the facility needs to continue to ensure that mattresses and blankets are discarded properly</p> <p>Policies and procedures have been developed. The facility has provided training to ensure that the process outlined in the policies and procedures is followed. The facility needs to continue to monitor the condition of the blankets and mattresses for signs of holes and tattering the facility needs to continue to follow the recommendations below.</p>	
Recommendations	<ol style="list-style-type: none"> 1. Continue to discard all blankets and mattresses that are tattered and have holes in them. 2. Clean and maintain laundry area in orderly fashion. 3. Develop forms or system of documentation for distribution and inventory (executed) 4. Label and designate an area for towels, sheets, clothing etc. (executed) 	
Evidentiary Basis	Document review, observation	

Provision 11.3 Hygiene and Sanitation	Under no circumstances shall residents be deprived of mats and blankets.	
Status	Substantial Compliance*	
Discussion	The facility remains at substantial compliance.	
Recommendations	Eliminated by agreement of the parties signed under the Amended Consent Decree dated March 25, 2016.	
Evidence	Observation, and document review	

Provision 11.4 Hygiene and Sanitation	Henley-Young shall maintain a sufficient number of clean, sanitary mats and blankets that correspond with the facility's maximum capacity.	
Status	Substantial Compliance*	
Discussion	The facility remains at substantial compliance.	
Recommendations	Eliminated by agreement of the parties signed under the Amended Consent Decree dated March 25, 2016.	
Evidentiary Basis	Observation and document review	

Provision 11.5 Hygiene and Sanitation	Residents shall be provided with a clean, sanitary environment.	
Status	Partial Compliance	
Discussion	The status of this provision remains at partial compliance. The facility at this time is much cleaner however there are areas that are in need of additional clean-up. See introduction.	
Recommendations	<ol style="list-style-type: none"> 1. Develop policies and procedures for this provision. (executed) 2. See areas in discussion that should be addressed. 3. Continue to develop housekeeping and cleaning schedule. 4. Continue to develop checklist or inspection report for each unit and area of building. 5. Continue to develop work order system to ensure that when problems emerge they are addressed. 6. Continue to develop corrective action plans as needed. 7. Continue to provide training for staff on policy and procedures. 8. Continue to ensure delivered food items are dated and rotated from old to new. 9. See introduction as it relates to transferring young adults from the Hinds County Jail. 	
Evidentiary Basis	Document review, observation, interviews	

Provision 11.6 Hygiene and Sanitation	Hinds County shall ensure that Henley-Young complies with relevant law regarding fire safety, weather emergencies, sanitation practices, food safety, and the elimination and management of environmental toxins.	
Status	Partial Compliance	
Discussion	The status of this provision remains at partial compliance.	

	During my review of documents and observation, the facility is still doing safety and fire inspections however to move to substantial compliance the facility needs to ensure that the recommendations 4, 5, 7, 8, 10 and 11 below are followed. During this report and a review of documents it shows that the facility sprinkler tampered switch and the H119 mechanical room main switched failed and there was no corrective action plans in place to correct these violations. There are also no signatures on the report. These are areas that must be corrected.
Recommendations	<ol style="list-style-type: none"> 1. Develop policies and procedures and plans for fire safety, evacuation etc. (executed) 2. Develop adequate staff training regarding fire safety. 3. Properly maintain and repair fire equipment. 4. Ensure intercom systems are operating properly. 5. Ensure all mattresses used by residents are fire resistant. 6. Routinely test all fire equipment and system. 7. Ensure that all electrical outlets, wires and equipment (lights) are properly working. 8. Develop work order system to ensure items are repaired. 9. Ensure that all areas in this provision are addressed by a certified professional. 10. Review entire fire safety program/system 11. Facility needs to develop corrective action plan. 12. Clean and Sanitize kitchen 13. Develop cleaning procedures 14. Repair the areas that failed inspections 15. Have fire inspectors sign report
Evidentiary Basis	Document review, observation

Provision 11.7 Hygiene and Sanitation	Residents shall be provided with clean drinking glasses and eating utensils.	
Status	Substantial Compliance	
Discussion	The status of this provision remains at substantial compliance. Based on my observation and review of documents this provision continues to be implemented at this time.	
Recommendations	<ol style="list-style-type: none"> 1. Develop policies and procedures for this provision. (executed) 2. Continue to provide a thorough cleaning of the kitchen and all equipment and utensils 	
Evidentiary Basis	Document review, observation and interviews	

12. Medical Care

Provision 12.1 Medical Care	The parties agree, however, that henceforth, Henley-Young shall provide residents with adequate medical care, including: prompt screenings; a full physical exam within 72 hours after their detention hearing or disposition order, as applicable; access to medical professionals and/or prescription medications when needed; and prompt transportation to a local hospital in the case of a medical emergency. Hinds County is responsible for procuring and/or paying for all medications provided to residents.	
Status	Beginning Compliance	
Discussion	The status of this provision remains at beginning compliance. Dr. Ezike will provide an updated report and recommendations based on her November, 2017 visit.	
Recommendations	<ol style="list-style-type: none"> 1. Develop policies, procedures and protocols for this provision. 2. Develop policies and procedures and protocols based on standards for Health Services in Juvenile Detention and Confinement facilities. 3. Provide training for staff members who administer medication to residents on proper usage and possible side effects. Also, train the staff on emergency protocols if side effects occur. 4. Have a licensed medical professional review and sign off on policy, procedures and protocols. 5. Have a licensed health professional periodically review and provide supervision to the nurse at facility. 6. Develop forms to coincide with provision. 7. Remove medication from bags and place them in secure, organized areas and develop forms to determine what medications are present in the facility at all times. 8. Hire or have on contract a physician to review medical area. 9. Ensure that residents receive vision exams, dental screenings, mental health screenings, hearing tests, etc. 10. Order folders with 2 dividers, end tab, classification folders in letter size with 2 prongs for medical charts. 	
Evidentiary Basis	Document review, observation, interviews	

Provision 12.2 Medical Care	Henley-Young shall ensure that a medical professional is available to examine residents confined at the facility to identify and treat medical needs, when necessary.	
Status	Beginning Compliance	
Discussion	The status of this provision remains at beginning compliance. Dr. Ezike will provide an updated report and recommendations based on her November, 2017 visit.	
Recommendations	<ol style="list-style-type: none"> 1. Hire qualified medical professional for nights and weekend care. 2. Develop policies, procedures and protocols for this provision. 3. Provide training for staff on this provision. 	
Evidentiary Basis	Document review, observation, interviews	

Provision 12.3 Medical Care	Henley-Young shall implement its sick call policy and practice which ensures that confined residents who request non-emergency medical attention are examined by a medical professional within 24 hours of a residents placing him or herself on sick call, excepting weekends and holidays.	
Status	Beginning Compliance	
Discussion	The status of this provision remains at beginning compliance. Dr. Ezike will provide an updated report and recommendations based on her November, 2017 visit.	
Recommendations	<ol style="list-style-type: none"> 1. Develop policies, procedures and protocols for this provision. 2. Place a resident's grievance and medical request box (kite box) on each unit. 3. Provide training for staff on this provision. 4. Nurse or designated person, making daily rounds to retrieve kites (Request for Medical Service Forms). 5. Dr. Ezike will provide an updated report and recommendations based on her visit 	
Evidentiary Basis	Document review, observation, interviews	

Provision 12.4 Medical Care	Prescription medications shall only be distributed by licensed medical staff or Henley-Young staff who has been trained by licensed medical personnel.	
Status	Beginning Compliance	
Discussion	The status of this provision remains at beginning compliance. Dr. Ezike will provide an updated report and recommendations based on her November, 2017 visit.	
Recommendations	<ol style="list-style-type: none"> 1. Develop policies, procedures and protocols to address this provision. 2. These policies, procedures and protocols must include the appointment of a medication administration protocol. 3. There must be a medication record of all medicines administered. <ol style="list-style-type: none"> a. One record to reflect all medicines leaving the pharmacy; b. An additional record kept in each resident's case file. 4. Ensure that the training is comprehensive make certain that all medical contingencies are considered. 5. The staff should be trained on what side effects to look for drugs commonly prescribed to residents with mental health needs. 6. Provide training to staff on the policy, procedures and protocols for this provision. 7. All training should be documented and conducted annually. 	
Evidentiary Basis	Document review, observation, interviews	

Provision 12.5 Medical Care	Medical and mental health services shall be provided in a manner that ensures the confidentiality of resident's health information.	
Status	Beginning Compliance	
Discussion	The status of this provision remains at beginning compliance. Dr. Ezike will provide an updated report and recommendations based on her November, 2017 visit.	
Recommendations	<ol style="list-style-type: none"> 1. Develop policies, procedures and protocols to address this provision. 2. Get HIPAA requirements and institute them the facility. 3. Designate the persons who have access to the resident's medical records within the facility and outside of the facility, but within the juvenile justice system. 4. Provide training to staff on policies, procedures and protocols. 5. Provide training to staff on HIPAA requirements, and document training. 6. Designate a HIPPA Privacy Officer. 	

Evidentiary Basis	Document review, observation, interviews
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Provision 12.6 Medical Care	Henley-Young shall develop procedures for monitoring residents who require individualized attention because of medical issues that do not involve requiring the residents to sleep on a mat in the visitation room.	
Status	Beginning Compliance	
Discussion	This provision remains at beginning compliance. Dr. Ezike will provide an updated report and recommendations based on her November, 2017 visit.	
Recommendations	<ol style="list-style-type: none"> 1. Develop policies, procedures and protocols to address this provision. 2. Develop processes of continuous monitoring residents with stable medical issues, i.e. the care for diabetic residents who are on an insulin regiment. <ol style="list-style-type: none"> a. What are the medical requirements of the residents who need monitoring? b. Who is responsible for the monitoring? c. How are the records kept of the monitoring? 3. Provide training to staff on the policies, procedures and protocols for this provision. 4. Annual competency training. 	
Evidentiary Basis	Document review, observation and interviews	

13. Mental Health Care

Provision 13.1 Mental Health Care	Henley-Young's contractor, Hinds Behavioral Health Services, shall provide adequate mental health services to all confined residents with a mental health diagnosis or serious mental health need, as indicated by the MAYSI-2. This shall include, but is not limited to, the provision of individual and group counseling sessions upon the request of a residents or the resident's parent/guardian, access to a mental health professional at the detention center, and the distribution and medical monitoring of psychotropic medications by a medical professional.	
Status	Non-Compliance	
Discussion	Although the status of this provision remains at non-compliance, the facility is developing policies and procedures and they will be reviewed by Dr. Boesky to ensure compliance with this provision. Dr. Boesky will review the mental health program in October 2017.	

Recommendations	<ol style="list-style-type: none"> 1. Ensure that the facility has a Standardized Assessment Tool i.e. the MAYSI-2 to use during the intake process. 2. Develop policies and procedures to address this provision. 3. Provide training to staff on policies and procedures and provide documentation of training. 4. Develop documentation that will track resident's progress during their stay at facility. 5. Ensure there is communication between Hines Behavioral Health Services, Juvenile Court Case Managers and Facility Staff on residents receiving mental health services. 6. Hire case management staff.
Evidentiary Basis	Document review, observation, interviews

Provision 13.2 Mental Health Care	Residents who are confined for longer than thirty (30) continuous days and who are prescribed psychotropic medications, shall be evaluated by a psychiatrist every thirty (30) days. Such evaluations may be performed by and through employees of Hinds Behavioral Health.	
Status	Non-Compliance	
Discussion	Although the status of this provision remains at non-compliance, the facility is developing policies and procedures and they will be reviewed by Dr. Boesky to ensure compliance with this provision. Dr. Boesky will review the mental health program in October 2017.	
Recommendations	<ol style="list-style-type: none"> 1. Develop policies and procedures to address this provision. 2. Provide training to staff on policies and procedures. 3. Hire case management staff. 	
Evidentiary Basis	Document review, observation, interviews	

Provision 13.3 Mental Health Care	Within 72 hours of a resident's admission to the facility, staff shall develop individual mental health treatment plans for residents who are under the care of a mental health provider. Treatment plans shall emphasize continuity of care and shall ensure that whenever possible, residents are transported to appointments with their regular mental health provider, whether the appointments are standing or made after the resident's initial detention.	
Status	Non-Compliance	

Discussion	Although the status of this provision remains at non-compliance, the facility is developing policies and procedures and they will be reviewed by Dr. Boesky to ensure compliance with this provision. Dr. Boesky will review the mental health program in October 2017.
Recommendations	<ol style="list-style-type: none"> 1. Develop policies and procedures to address this provision. 2. Provide training to staff on policies and procedures. 3. Policies and procedures shall be reviewed and signed by a licensed mental health professional (psychiatrist, etc.). 4. Hire case management staff.
Evidentiary Basis	Document review, observation, interviews

Provision 13.4 Mental Health Care	Henley-Young shall develop and implement policies and procedures for referring residents in need of psychiatric services to a licensed psychiatrist for a timely mental health evaluation. Such services may be provided by and through employees of Hinds Behavioral Health.	
Status	Non-Compliance	
Discussion	Although the status of this provision remains at non-compliance, the facility is developing policies and procedures and they will be reviewed by Dr. Boesky to ensure compliance with this provision. Dr. Boesky will review the mental health program in October 2017.	
Recommendations	<ol style="list-style-type: none"> 1. Develop policies and procedures to address this provision. 2. Provide and document training to staff on policies and procedures. 3. Hire case management staff. 4. Policies and procedures shall be reviewed and signed by a licensed mental health professional (psychiatrist, etc.). 	
Evidentiary Basis	Document review, observation, interviews	

Provision 13.5 Mental Health Care	Hinds County shall employ or contract for sufficient psychiatric services to permit a psychiatrist to fulfill the following functions: <ol style="list-style-type: none"> conduct needed psychiatric evaluations prior to placing residents on psychotropic medications; Monitor, as appropriate, the efficacy and side effects of psychotropic medications; Participate in treatment team meetings for residents under the psychiatrist's care; Provide individual counseling and psychotherapy when needed; Evaluate and treat in a timely manner all residents referred as possibly being in need of psychiatric services; and Provide adequate documentation of treatment. All evaluations and services outlined above may be performed and/or provided by and through employees of Hinds Behavioral Health or any other duly qualified Mental Health agency. 	
Status	Non-Compliance	
Discussion	Although the status of this provision remains at non-compliance, the facility is developing policies and procedures and they will be reviewed by Dr. Boesky to ensure compliance with this provision. Dr. Boesky will review the mental health program in October 2017.	
Recommendations	<ol style="list-style-type: none"> Develop policies and procedures to address this provision. Provide training to staff on policy and procedures and document training. Hire case management staff. Policies and procedures shall be reviewed and signed by a licensed mental health professional (psychiatrist, etc.). 	
Evidentiary Basis	Document review, observation	

Provision 13.6 Mental Health Care	The psychiatrist and/or counselors shall review, if necessary, incident reports, disciplinary reports, suicide watch logs, and lockdown logs of residents under their care to determine whether their treatment is working and, if not, how it should be modified.	
Status	Non-Compliance	
Discussion	Although the status of this provision remains at non-compliance, the facility is developing policies and procedures and they will be reviewed by Dr. Boesky to ensure compliance with this provision. Dr. Boesky will review the mental health program in October 2017.	
Recommendations	<ol style="list-style-type: none"> The mental health of the residents in the custody of the facility needs to be closely monitored at all times. 	

	<ol style="list-style-type: none"> 2. The facility needs to develop policies and procedures to address this provision. 3. Provide and document training to staff on policies and procedures and document training. 4. Facility needs documentation from a mental health organization on plan of action for residents receiving a mental health services. 5. Hire case management staff. 6. Policies and procedures shall be reviewed and signed by a licensed mental health professional (psychiatrist, etc.).
Evidentiary Basis	Document review, observation

14. Suicide Prevention

Provision 14.1 Suicide Prevention	Henley-Young shall develop a multi-tiered suicide prevention policy that has at least three stages of suicide watch. Suicide watch shall not be used as punishment. The “suicide cell” shall be reserved for residents for whom the “suicide cell” is deemed necessary in conjunction with this suicide prevention policy.	
Status	Beginning Compliance	
Discussion	The status of this provision remains as beginning compliance. The facility still needs to hire a psychologist and develop adequate policies and procedure and ensure staff is trained properly. They will be reviewed by Dr. Boesky to ensure compliance with this provision. Dr. Boesky will review the mental health program in October 2017.	
Recommendations	<ol style="list-style-type: none"> 1. Develop policies and procedures to address this provision. (executed) 2. Provide and document training for staff on policy and procedure. 3. Facility needs to ensure that the suicide prevention policy is included in the overall mental health program. 4. Policies and procedures shall be reviewed and signed by a licensed mental health professional (psychiatrist, etc.). 	
Evidentiary Basis	Document review, observation	

Provision 14.2 Suicide Prevention	Any residents placed on the highest level of suicide watch shall be evaluated by a mental health professional, ideally within 12 hours, but in no case longer than 24 hours of his or her placement on suicide watch. If a resident on the highest level of suicide watch is not evaluated by a mental health professional within 24 hours, the residents shall immediately be transported to a local mental health facility or emergency room for evaluation and/or treatment.	
Status	Beginning Compliance	
Discussion	The status of this provision remains as beginning compliance. The facility still needs to hire a psychologist and develop adequate policies and procedure and ensure staff is trained properly. They will be reviewed by Dr. Boesky to ensure compliance with this provision. Dr. Boesky will review the mental health program in October 2017.	
Recommendations	<ol style="list-style-type: none"> 1. Develop policies and procedures to address this provision. (Executed) 2. The facility needs mental health professionals to help and enhance the development of these policies and procedures as they are the authorities in this area. 3. Provide training for staff on policies and procedures and document training. 4. Identify a mental health agency to help develop policies, procedures and protocols. 5. Facility needs to ensure that the suicide prevention policy is included in the overall mental health program. 6. Policies and procedures shall be reviewed and signed by a licensed mental health professional (psychiatrist, etc.). 	
Evidentiary Basis	Document review, observation	

Provision 14.3 Suicide Prevention	Residents on suicide watch shall participate in recreation, school, and any other structured programming. Residents shall not be required to wear a "suicide gown" unless locked in a cell. Staff shall closely monitor residents on suicide watch, which includes logging activities every 15 minutes.	
Status	Beginning Compliance	
Discussion	The provision remains at beginning compliance. The facility still needs to hire a psychologist and develop adequate policies and procedure and ensure staff is trained properly. They will be reviewed by Dr. Boesky to ensure compliance with this provision. Dr. Boesky will review the mental health program in October 2017.	

Recommendations	<ol style="list-style-type: none"> 1. Develop policies and procedures to address this provision with the assistance of a mental professional. (executed) 2. Provide and document training for staff on policies and procedures. 3. Facility needs to ensure that the suicide prevention policy is included in the overall mental health program. 4. The facility needs mental health professionals to help and enhance the development of these policies and procedures as they are the authorities in this area. 5. Policies and procedures shall be reviewed and signed by a licensed mental health professional (psychiatrist, etc.).
Evidentiary Basis	Document review, observation

Provision 14.4 Suicide Prevention	When a resident is placed on any level of suicide watch, a report shall be made within 24 hours to the resident's court, as well as to the resident's guardian, and his or her defense attorney.	
Status	Beginning Compliance	
Discussion	The provision remains at beginning compliance. The facility still needs to hire a psychologist and develop adequate policies and procedure and ensure staff is trained properly. They will be reviewed by Dr. Boesky to ensure compliance with this provision. Dr. Boesky will review the mental health program in October 2017.	
Recommendations	<ol style="list-style-type: none"> 1. Develop policies and procedures for making and distributing the reports in this provision. (executed) 2. Provide training for staff on policies and procedures and document training. 3. Facility needs to ensure that the suicide prevention policy is included in the overall mental health program 4. The facility needs mental health professionals to help and enhance the development of these policies and procedures as they are the authorities in this area. 5. Policies and procedures shall be reviewed and signed by a licensed mental health professional (psychiatrist, etc.). 	
Evidentiary Basis	Document review, observation	

15. Family Support and Interaction

Provision 15.1 Family Support and Interaction	Visitation shall not be restricted or withheld from residents unless the detention center director determines that a visit will violate the security of Henley-Young or will endanger the safety of residents, visitors, or staff. Visitation should not be restricted as a form of punishment.	
Status	Substantial Compliance*	
Discussion	The status of this provision remains at substantial compliance.	
Recommendations	Eliminated by agreement of the parties signed under the Amended Consent Decree dated March 25, 2016.	
Evidentiary Basis	Document review, observation and interviews	

Provision 15.2 Family Support and Interaction	Within 90 days of the effective date of this Settlement Agreement, Henley-Young shall provide accommodations that allow residents to have contact visits with their families.	
Status	Substantial Compliance*	
Discussion	The facility remains at substantial compliance.	
Recommendations	Eliminated by agreement of the parties signed under the Amended Consent Decree dated March 25, 2016.	
Evidentiary Basis	Document review, observation and interviews	

Provision 15.3 Family Support and Interaction	Visitation shall be regularly scheduled at least three times per week, which shall include evening and/or weekend visitation times in order to encourage family visitation. Henley-Young shall permit the minor siblings of confined residents to participate in visitation, as long as the minors' parent or guardian is present during the visit and the siblings are not harmful to the residents who are detained at Henley-Young. Henley-Young shall also permit a confined resident's own child (Ren) to participate in visitation	
Status	Substantial Compliance*	
Discussion	The facility remains at substantial compliance on this provision.	
Recommendations	Eliminated by agreement of the parties signed under the Amended Consent Decree dated March 25, 2016.	
Evidentiary Basis	Document review, observation and interviews	

Provision 15.4 Family Support and Interaction	Residents may receive phone calls from their attorneys. At the discretion of the Director or assignee, in emergency situations, residents may receive phone calls from parents, primary caretakers, or legal guardians. Emergency phone calls and phone calls from attorneys should not be restricted as a form of punishment.	
Status	Partial Compliance	
Discussion	<p>The facility remains at partial compliance on this provision based on my most recent visit and document review. There is still no indication that residents are in contact with their attorney's. A review of documents and interviews revealed that several residents have not seen or spoken to their attorney.</p> <p>Since, I still found no evidence that the residents house at the Henley Young Center have visits from their lawyers which is well established by law, best practices and professional standards within juvenile detention facilities, therefore the following still apply:</p> <ol style="list-style-type: none"> 1) Privileged mail from court, attorney, 2) Visits from lawyers, paralegals or any legal support staff, 3) Provide a private place for confidential discussions, and 4) Have policies, procedures and protocols incorporated in resident's right to counsel. 	
Recommendations	<ol style="list-style-type: none"> 1. Develop policies and procedures and practices to address this provision. (Executed) 2. Provide and document training for staff on policies and procedures. 3. Ensure that there is proper staffing availability to maintain reliability. 4. Ensure that residents are allowed to mail letters. (County will pay for postage) (executed) 5. Hire case managers (executed) 6. Develop form for attorney to signed indicating their visits, for placement into youth files 7. Develop a mechanism for tracking attorney phone calls 8. Case Managers develop policies and procedures that will help youth interact with attorneys and provide documentation of those interactions. 	
Evidentiary Basis	Document review, observation and interviews	

16. Miscellaneous Provisions

Provision 16.1 Miscellaneous Provisions	Male and female residents shall be provided with equal access to educational and rehabilitative services, medical care, and indoor and outdoor recreation.	
Status	Substantial Compliance	
Discussion	The status of this provision has moved to substantial compliance. The facility has developed structured programming for males and females. The facility has hired recreational staff to ensure programming is being implemented. They have also purchased equipment and are attracting outside volunteers to assist in programming.	
Recommendations	<ol style="list-style-type: none"> 1. Develop policies and procedures and practices for this provision. (Executed) 2. Cease in the designation of female residents as being solely responsible for laundry; this is a duty male resident can perform as well as females. (executed) 3. Continue to develop monthly recreational schedules. 4. Continue to develop comprehensive facility schedules. 5. Continue to provide training for staff on policies and procedures and document training. 6. Ensure that there is proper staffing availability to maintain reliability. 7. Repair court and goal area. (executed) 8. Continue to post facility wide schedule on units. 	
Evidentiary Basis	Document review, observation, interviews	

Provision 16.2 Miscellaneous Provisions	The parties agree, however, that henceforth: All residents shall have the opportunity to engage in at least one hour of large muscle exercise a day.	
Status	Partial Compliance	
Discussion	The status of this provision has moved to partial compliance. The facility has developed a recreation program and policies that details large muscle exercise. See provision 16.1. Please continue to follow recommendations below.	
Recommendations	<ol style="list-style-type: none"> 1. Continue to develop policies and procedures and implement practices to address the needs of this provision. 2. Continue to develop and implement programming and recreational schedules. 	

	<ol style="list-style-type: none"> 3. Continue to provide and document training for staff on policies and procedures. 4. Continue to ensure that there is proper staffing availability so that residents are not unnecessarily “locked” in their cells.
Evidentiary Basis	Document review, observation, interviews

Provision 16.3 Miscellaneous Provisions	Henley-Young shall implement a policy which prohibits staff from insulting residents or calling them names, and using profanity in the presence of residents	
Status	Beginning Compliance	
Discussion	<p>The status of this provision remains at beginning compliance. Although it has improved there is still indication that staff is using profanity in some of their dealings with youth. This must be addressed by the facility’s administration.</p> <p>The recommendations below should be followed.</p>	
Recommendations	<ol style="list-style-type: none"> 1. Develop policies and procedures and practices to address the needs of this provision. (Executed) 2. Provide training to staff in the proper de-escalation techniques of residents. 3. Administration must provide enough supervision to reduce or eliminate insulting behavior by staff. 4. Discipline and retrain staff as needed. 5. Provide training for staff on policies and procedures and document training. 6. Hire an independent person to investigate allegations of abuse or complaints regarding staff by residents. (Executed) 	
Evidentiary Basis	Document review, observation and interviews	

Provision 16.4 Miscellaneous Provisions	Henley-Young shall implement an adequate grievance policy that is accessible to all residents regardless of literacy levels, and that provides residents with the opportunity to appeal facility level determinations. Residents shall obtain the grievance forms from the school liaison.	
Status	Partial Compliance	
*Discussion	<p>This provision remains at partial compliance. After a review of documentation, I found there were residents that have not indicated if they agreed or disagreed with the decision pertaining to their grievance (the boxes were not checked by Resident M.C. on 2/5/2017; Resident M.M. on 5/14/2017; Resident M.M. on 5/14/2017 (2 grievances) Resident G.B. on 3/13/2017 requested an appeal and there was no documentation of the appeal. Resident F.H also requested an appeal on 3/16/2017 and there was no documentation that the appeal was handled.</p> <p>Therefore, I recommend the facility continues to follow my comments from my previous reports and my recommendations from below.</p>	
Recommendations	<ol style="list-style-type: none"> 1. Place grievance boxes on each unit and school, residents should not be required to request a grievance form. 2. Provide training for staff on policies and procedures and document training. 3. Provide training for residents on policies and procedures and document training. 4. Ensure that residents are adequately familiarized with the grievance process during their orientation into the facility 5. Add a place on the Resident's Grievance Resolution Report for a resident to request an appeal and place for the Director's resolution. 6. Ensure Resident's Grievance Resolution Reports are provided to the resident for their signature and their response to the outcome. If the resident disagrees with the resolution the resident has the right to appeal the decision to the director. 7. Any retractions of grievances should be done by residents and not by staff. 	
Evidentiary Basis	Document review, observation, interviews	

Provision 16.5 Miscellaneous Provisions	Hinds County denies that Henley-Young does not currently have an adequate policy whereby residents can request to see their attorney and/or Residents Court counselor. The parties agree, however, that henceforth: Henley-Young shall develop and implement an adequate policy that allows residents of all ages and literacy levels with the opportunity to request to see their attorney and/or Residents Court counselor. Residents shall obtain the form requesting a visit from his/her counselor from the school liaison. Henley-Young agrees to collaborate with the Plaintiffs to design and implement a comprehensive juvenile justice pre-service and in-service training program for detention center staff. Training shall include, but is not limited to, the mandatory reporting requirements for direct care workers, the requirements of the Prison Rape Elimination Act, verbal de-escalation techniques, adolescent brain development and developmental issues, effective communication with adolescents, effective documentation, appropriate use of force and restraint, and best practices for detention center administration.	
Status	Beginning Compliance	
Discussion	<p>The status of this provision remains at beginning compliance. Based on my interviews with residents, there continues to be no indication and no documentation they had the opportunity to meet with their public defender prior to or after their court hearings. I did meet with the public defender in 2016 along with the County counsel and the director of the facility to discuss options to implement a procedure for contacts. This has still not occurred. The facility now has case managers therefore, youth should be able to contact their attorneys which should help them understand their case better and the process they are involved as relates to court proceedings. These youth should not have the ability to discuss their cases and updates on their case. This will keep the resident's case from falling through the cracks.</p> <p>Again, based on my most recent visit and review of documents, residents are still complaining they have not had the opportunity to speak with their attorneys. In my review of the records, there was no indication that attorneys had visited their client. Again, I found no forms for requesting visits from counselors, attorneys or school liaisons. The requirements of the Prison Rape Elimination Act are not in place and still needs to be developed.</p>	
Recommendations	<ol style="list-style-type: none"> 1. Develop policies and procedures and practices for this provision. 2. Provide and document training for staff on policies and procedures. 3. Develop single form and system for incident reporting. 4. Develop system for receiving and mailing privileged and non-privileged mail for residents. 5. Hire case management staff. 	

	6. Policies and procedures shall be reviewed and signed by a licensed mental health professional (psychiatrist, etc.). 7. Develop policies and procedures based on the prison rape elimination act.
Evidentiary Basis	Observation, interviews and Document reviews

Conclusion

This is my 11th official report on the progress at the Henley Young Juvenile Justice facility. As stated above in the provisions and compliance ratings the facility continues to make improvements with each visit (see compliance chart). The County at this point must ensure that the resources allocated to the facility are maintained and that the hiring of the **clinical psychologist** and the vacant direct care staff is completed.

The mental health, medical and educational experts will be visiting the facility within the next 90 days to evaluate the progress or lack of progress in their respective areas.

It should be noted as I discussed above, my primary concern at this juncture in the process is the relocation of the young adults that will be transferred from the Hinds County jail to the Henley Young juvenile facility. Again, as stated in my introduction the integration of the young adults into Henley Young must not jeopardize or undermine all the hard work and efforts put in place by the county. I would supplicate to the County to ensure that there is a viable transition plan developed as stated in my introduction and that the County look at legislative changes in the juvenile laws if this is going to be a permanent change in how juveniles are housed. Having a well-trained staff and a facility that meets the needs of both populations are critical in maintaining a constitutional operated facility. I would also recommend that the County proceed with the proposed renovations and additions to the existing facility.

I would again like to thank the Hinds County Board, the County's Attorneys Anthony Simon and Pieter Teeuwissen, County Administrator Carmen Davis, facility staff and the facility Director Johnnie McDaniels for their assistance and cooperation.



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